

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:10 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Father John Maloney, St. Patrick's Pro-Cathedral.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Grant, Harris, Payne, Rice, Tucker, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Michelle Hallar-Gregory, Lieutenant Nicholas Della Valle, Sergeant-At-Arms.
Absent: Councilmen Branch, Carrino, Villani.

(Councilwoman Villani arrived 1:24 P.M.)

(Councilman Branch arrived 1:25 P.M.)

(Councilman Carrino arrived 1:47 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

A motion to consider Ordinance 6-Ph, S & F-j at this time was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Carrino, Villani.

(Councilwoman Villani arrived 1:24 P.M.)

(Councilman Branch arrived 1:25 P.M.)

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 14, Chapter 2, Section 2 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented by adding a Paragraph (d) requiring anyone convicted of engaging in prostitution to undergo testing for Acquired Immune Deficiency Syndrome.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 14, Chapter 2, Section 2, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended and supplemented as follows:

- (d). Any person(s) found guilty in any court of law of being engaged in soliciting or in prostitution in the City of Newark as described in N.J.S.A. 2C:34-1 et seq. shall immediately report to the Department of Health and Human Services for a test to ascertain if said person(s) is infected with the disease Acquired Immune Deficiency Syndrome (AIDS). The full cost of the AIDS test shall be borne entirely by the convicted person(s) with the first preference being the "john", second preference the "pimp" and third preference the "prostitute".

In addition, convicted person(s) shall be required to report back to the Department of Health and Human Services within six (6) months from the date of their initial AIDS test for the purpose of undergoing a second AIDS test. The full cost of said test shall be borne by the convicted person(s) in accordance with the aforementioned preference. The Department of Health and Human Services shall maintain confidential records of all person(s) convicted of violating N.J.S.A. 2C:34-1 et seq., who are required to report for AIDS testing.

The failure to report for AIDS testing shall result in a fine with a minimum of \$100.00 and maximum of \$1,000.00, or imprisonment for a term not exceeding 90 days, or both.

SECTION 2. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

At a later time in the meeting, President Martinez stated the following:

"It's very sad and disappointing because Mayor Sharpe James met yesterday with the majority of the Members of this Council and showed a press statement where he indicated that he was going to sign it. That was yesterday. This ordinance has been on the books for several months, and I can't understand where the Administration is in their review right from the beginning, where you wait until the Council has a Council Meeting at 1:00 P.M., you met with us yesterday at 2:00 P.M., and you tell us that you are going to support it and that you are going to sign it, and then twenty-four hours later you do a flip. I don't understand it, but maybe I do. However, it's my understanding, Mr. Clerk, that the Mayor has several options. He can approve it and sign it, he can't sign it where it becomes law or he can veto it. I am going to request that you find out where the veto is. I assume that when he says that he is not going to sign it, it means that he is going to veto it. Upon receipt of the veto of the ordinance, I would like at that point to request a special meeting with the Newark City Council to consider the override of the Mayor's veto of this ordinance, and perhaps Glenn Grant or the Mayor are not aware that just recently in the State of Virginia the Superior Court upheld the constitutionality of testing anyone convicted of any crime for AIDS."

A lengthy discussion was held by the Members of the Municipal Council.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting, after Motion 7-M-j, Councilman Carrino requested his vote be recorded in the affirmative on the ordinance.

A motion to reconsider Ordinance 6-Ph, S & F-j was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to consider Resolution 7-R-y (A.S.) at this time was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

7-R-y.
(A.S.)

Resolution declaring an emergency exists as to an "Ordinance amending Title 14, Chapter 2, Section 2, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented by adding a paragraph (d) requiring any one convicted of engaging in prostitution to undergo testing for Acquired Immune Deficiency Syndrome", Ordinance 6-Ph, S & F-j, being finally adopted January 6, 1988, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication in accordance with N.J.S.A. 40:69A-181(b).

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

In the absence of President Martinez, Councilman Harris assumed the seat as Temporary President.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held November 12, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Payne, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

4-b.

The City Clerk presented Copy of Minutes of Meeting of Housing Authority of City of Newark, held November 12, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Payne, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

- 4-c. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held November 12, 1987.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Grant, Rice, Payne, Tucker, Villani, Temporary President Harris.
 Absent During Roll Call: President Martinez.
 Absent: Councilman Carrino.
- 4-d. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held November 12, 1987.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Grant, Rice, Payne, Tucker, Villani, Temporary President Harris.
 Absent During Roll Call: President Martinez.
 Absent: Councilman Carrino.
- 4-e. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North and Wanaque-South Budget Hearing, held December 1, 1987.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Grant, Rice, Payne, Tucker, Villani, Temporary President Harris.
 Absent During Roll Call: President Martinez.
 Absent: Councilman Carrino.
- 4-f. The City Clerk presented Copy of Minutes of Special Meeting of Housing Authority of City of Newark, held October 29, 1987.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Grant, Rice, Payne, Tucker, Villani, Temporary President Harris.
 Absent During Roll Call: President Martinez.
 Absent: Councilman Carrino.
- 4-g. The City Clerk presented Copy of Minutes of Meeting of Board of Trustees of Newark Public Library, held November 17, 1987.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Grant, Rice, Payne, Tucker, Villani, Temporary President Harris.
 Absent During Roll Call: President Martinez.
 Absent: Councilman Carrino.
- 4-h. The City Clerk presented Copy of Minutes of Meeting of Executive Session of Board of Trustees of Newark Public Library, held November 17, 1987.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Grant, Rice, Payne, Tucker, Villani, Temporary President Harris.
 Absent During Roll Call: President Martinez.
 Absent: Councilman Carrino.

- 4-i. The City Clerk presented Report of Investments and Time Deposits Purchased for the months of October and November, 1987, submitted by Mr. Paul Barton, Manager, Division of Treasury.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole.

The City Clerk read the following:

October, 1987, Purchases:

- Repurchase Agreement, \$ 1,300,000.00, 6.750%, dated 10-01-87, 10-05-87 maturity, First Fidelity Bank
\$ 1,300,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.
550 Broad Street
Newark, New Jersey
- CD# 147,650 , \$20,000,000.00, 7.100%, dated 10-01-87, 10-08-87 maturity, City Federal Savings & Loan
safekeeping at City Federal Savings & Loan
200 Centennial Ave.
Piscataway, N.J.
- Repurchase Agreement, \$ 4,700,000.00, 6.750%, dated 10-05-87, 10-06-87 maturity, First Fidelity Bank
\$ 4,700,000.00 U.S. Notes, 8.00%, 02-15-89, safekeeping at First Fidelity.
- CD# 147,698 , \$30,500,000.00, 7.130%, dated 10-05-87, 10-13-87 maturity, City Federal Savings & Loan
safekeeping at City Federal Savings & Loan
- Repurchase Agreement, \$ 660,000.00, 6.750%, dated 10-06-87, 10-08-87 maturity, First Fidelity Bank
\$ 660,000.00 G.N.M.A., 11.5%, Var. Mat., safekeeping at First Fidelity.
- Repurchase Agreement, \$ 1,000,000.00, 6.900%, dated 10-08-87, 10-09-87 maturity, First Fidelity Bank
\$ 1,000,000.00 U.S. Notes, 6.250%, 11-30-88, safekeeping at First Fidelity.
- CD# 703,229 , \$10,000,000.00, 7.200%, dated 10-08-87, 10-15-87 maturity, City National Bank
safekeeping at City National Bank.
900 Broad Street
Newark, New Jersey
- CD# 014,701 , \$18,500,000.00, 7.450%, dated 10-08-87, 12-07-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.
80 Park Plaza
Newark, New Jersey
- Repurchase Agreement, \$ 1,500,000.00, 6.750%, dated 10-09-87, 10-13-87 maturity, First Fidelity Bank
\$ 1,500,000.00 U.S. Notes, 6.875%, 05-15-89, safekeeping at First Fidelity.
- CD# 148,147 , \$31,330,000.00, 7.300%, dated 10-13-87, 10-20-87 maturity, City Federal Savings & Loan
safekeeping at City Federal Savings & Loan.
- Repurchase Agreement, \$ 340,000.00, 6.750%, dated 10-14-87, 10-19-87 maturity, First Fidelity Bank
\$ 340,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.
- CD# 003,234 , \$ 8,000,000.00, 7.200%, dated 10-15-87, 10-22-87 maturity, City National Bank
safekeeping at City National Bank.
- CD# 01-649,395 , \$ 5,173,000.00, 7.820%, dated 10-15-87, 12-30-87 maturity, Howard Savings Bank
safekeeping at Howard Savings.
200 South Orange Avenue
Livingston, New Jersey
- Repurchase Agreement, \$ 3,500,000.00, 7.000%, dated 10-15-87, 10-19-87 maturity, First Fidelity Bank
\$ 3,500,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.
- Repurchase Agreement, \$ 1,500,000.00, 6.900%, dated 10-16-87, 10-19-87 maturity, First Fidelity Bank
\$ 1,500,000.00 U.S. Notes, 6.250%, 12-31-88, safekeeping at First Fidelity.
- Repurchase Agreement, \$ 2,550,000.00, 6.750%, dated 10-19-87, 10-20-87 maturity, First Fidelity Bank
\$ 2,550,000.00 U.S. Notes, 8.00%, 02-15-89, safekeeping at First Fidelity.
- CD# 148,140 , \$10,000,000.00, 7.150%, dated 10-20-87, 11-02-87 maturity, City Federal Savings & Loan,
safekeeping at City Federal Savings & Loan.
- CD# 148,138 , \$10,000,000.00, 7.150%, dated 10-20-87, 10-27-87 maturity, City Federal Savings & Loan,
safekeeping at City Federal Savings & Loan.
- CD# 781,729 , \$ 9,500,000.00, 7.200%, dated 10-20-87, 11-16-87 maturity, First Fidelity Bank
safekeeping at First Fidelity.

Repurchase Agreement, \$ 5,000,000.00, 6.850%, dated 10-20-87, 10-26-87 maturity, City Federal Savings & Loan
\$ 5,000,000.00 F.N.M.A., pl. 34880A, Var. Mat., safekeeping at City Federal Savings & Loan.

CD# 003,235 , \$ 9,000,000.00, 6.100%, dated 10-22-87, 10-29-87 maturity, City National Bank
safekeeping at City National Bank.

CD# 014,797 , \$ 4,125,000.00, 7.000%, dated 10-16-87, 11-02-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

CD# 003,237 , \$ 8,565,000.00, 6.700%, dated 10-27-87, 11-09-87 maturity, City National Bank
safekeeping at City National Bank.

Repurchase Agreement, \$ 1,950,000.00, 6.375%, dated 10-29-87, 11-02-87 maturity, First Fidelity Bank
\$ 1,950,000.00 U.S. Notes, 6.125%, 08-31-88, safekeeping at First Fidelity.

Repurchase Agreement, \$ 400,000.00, 6.375%, dated 10-30-87, 11-02-87 maturity, First Fidelity Bank
\$ 400,000.00 U.S. Notes, 7.875%, 05-15-90, safekeeping at First Fidelity.

\$199,093,000.00 Current Fund Investments & Time Deposits Purchased, October, 1987

November, 1987, Purchases:

Repurchase Agreement, \$14,500,000.00, 6.625%, dated 11-02-87, 11-05-87 maturity, Midlantic National Bank
\$14,500,000.00 U.S. Notes, 6.125%, 01-31-89, safekeeping at Midlantic National.

Repurchase Agreement, \$ 2,500,000.00, 6.250%, dated 11-04-87, 11-05-87 maturity, First Fidelity Bank
\$ 2,500,000.00 U.S. Notes, 7.875%, 05-15-90, safekeeping at First Fidelity.

Repurchase Agreement, \$ 8,700,000.00, 6.000%, dated 11-04-87, 11-05-87 maturity, First Fidelity Bank
\$ 8,700,000.00 U.S. Notes, 7.125%, 04-30-89, safekeeping at First Fidelity.

CD# 148,225 , \$18,500,000.00, 6.700%, dated 11-05-87, 11-12-87 maturity, City Federal Savings & Loan
safekeeping at City Federal Savings & Loan.

Repurchase Agreement, \$ 2,000,000.00, 6.000%, dated 11-06-87, 11-09-87 maturity, First Fidelity Bank
\$ 2,000,000.00 U.S. Notes, 8.375%, 12-31-89, safekeeping at First Fidelity.

CD# 003,252 , \$ 8,500,000.00, 6.200%, dated 11-09-87, 11-16-87 maturity, City National Bank
safekeeping at City National Bank.

CD# 014,874 , \$ 4,500,000.00, 6.500%, dated 11-09-87, 11-16-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank..

Repurchase Agreement, \$ 3,600,000.00, 6.150%, dated 11-10-87, 11-12-87 maturity, First Fidelity Bank
\$ 3,600,000.00 U.S. Notes, 6.5%, 02-15-90, safekeeping at First Fidelity.

Repurchase Agreement, \$20,700,000.00, 6.350%, dated 11-12-87, 11-19-87 maturity, First Fidelity Bank
\$10,565,000.00 U.S. Notes, 6.375%, 11-15-89, safekeeping at First Fidelity.
10,000,000.00 U.S. Notes, 9.375%, 09-30-89

Repurchase Agreement, \$ 2,700,000.00, 6.200%, dated 11-13-87, 11-16-87 maturity, First Fidelity Bank
\$ 2,700,000.00 U.S. Notes, 8.000%, 05-31-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 1,500,000.00, 6.200%, dated 11-16-87, 11-19-87 maturity, First Fidelity Bank
\$ 1,500,000.00 G.N.M.A., 11.5%, Var. Mat., safekeeping at First Fidelity.

CD# 003,257 , \$ 8,500,000.00, 6.350%, dated 11-16-87, 11-23-87 maturity, City National Bank
safekeeping at City National Bank.

CD# 014,922 , \$ 4,500,000.00, 6.500%, dated 11-16-87, 11-23-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

Repurchase Agreement, \$ 4,000,000.00, 6.250%, dated 11-17-87, 11-19-87 maturity, First Fidelity Bank
\$ 4,000,000.00 U.S. Notes, 8.375%, 12-31-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 3,000,000.00, 6.250%, dated 11-18-87, 11-19-87 maturity, First Fidelity Bank
\$ 3,000,000.00 U.S. Notes, 8.000%, 05-31-89, safekeeping at First Fidelity.

CD# 014,945 , \$25,000,000.00, 6.375%, dated 11-19-87, 11-30-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

Repurchase Agreement, \$ 6,200,000.00, 6.250%, dated 11-19-87, 11-20-87 maturity, First Fidelity Bank
\$ 6,200,000.00 U.S. Notes, 8.000%, 02-15-89, safekeeping at First Fidelity.

January 6, 1988

Repurchase Agreement, \$ 4,200,000.00, 6.250%, dated 11-20-87, 11-25-87 maturity, First Fidelity Bank
\$ 4,200,000.00 G.N.M.A., 11.5%, Var. M-t., safekeeping at First Fidelity.

CD# 014,956 , \$12,000,000.00, 6.500%, dated 11-20-87, 12-21-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

CD# 014,066 , \$ 4,500,000.00, 6.500%, dated 11-23-87, 11-30-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

CD# 003,266 , \$ 8,500,000.00, 6.300%, dated 11-23-87, 11-30-87 maturity, City National Bank
safekeeping at City National Bank.

CD# 014,976 , \$ 1,200,000.00, 6.450%, dated 11-24-87, 12-31-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

Repurchase Agreement, \$ 7,800,000.00, 6.300%, dated 11-25-87, 11-30-87 maturity, First Fidelity Bank
\$ 7,800,000.00 G.N.M.A., 11.5%, Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$15,500,000.00, 6.750%, dated 11-30-87, 12-03-87 maturity, Midlantic National Bank
\$11,224,300.00 U.S. Notes, 6.125%, 01-31-89, safekeeping at Midlantic National Bank.
3,757,000.00 U.S. Notes, 7.375%, 06-30-89
519,000.00 U.S. Notes, 6.375%, 03-31-89

CD# 003,272, \$ 8,500,000.00, 6.600%, dated 11-30-87, 12-31-87 maturity, City National Bank
safekeeping at City National Bank.

CD# 015,012 , \$20,750,000.00, 6.750%, dated 11-30-87, 12-07-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

\$221,850,000.00 Current Fund Investments & Time Deposits Purchased, November, 1987

Trust

October, 1987, Purchases:

CD# 014,637 , \$ 5,650,000.00, 7.100%, dated 10-01-87, 01-04-88 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

\$ 5,650,000.00 Trust Fund Investments & Time Deposits Purchased, October, 1987.

November, 1987, Purchases:

Repurchase Agreement, \$ 550,000.00, 6.300%, dated 11-12-87, 11-16-87 maturity, Midlantic National Bank
\$ 550,000.00 U.S. Notes, 6.125%, 01-31-89, safekeeping at Midlantic National Bank.

CD# 014,924 , \$ 550,000.00, 6.500%, dated 11-16-87, 11-23-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

CD# 014,965 , \$ 850,000.00, 6.500%, dated 11-23-87, 11-30-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

CD# 015,014 , \$ 850,000.00, 6.750%, dated 11-30-87, 12-14-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

\$ 2,800,000.00 Trust Fund Investments & Time Deposits Purchased, November, 1987.

Workmen's Compensation Trust Fund

January 6, 1988

October, 1987, Purchases:

CD# 014,727 , \$ 500,000.00, 7.400%, dated 10-13-87, 11-12-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

CD# 014,788 , \$ 100,000.00, 7.000%, dated 10-26-87, 11-30-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

CD# 785,988 , \$ 550,000.00, 6.500%, dated 10-29-87, 11-30-87 maturity, First Fidelity Bank
safekeeping at First Fidelity Bank.

\$ 1,150,000.00

Workmen's Compensation Trust Fund Investments & Time Deposits
Purchased, October, 1987

November, 1987, Purchases:

Repurchase Agreement, \$ 500,000.00, 6.350%, dated 11-12-87, 11-19-87 maturity, First Fidelity Bank
\$ 500,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity Bank.

Repurchase Agreement, \$ 600,000.00, 6.350%, dated 11-19-87, 11-30-87 maturity, First Fidelity Bank
\$ 500,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity Bank.

CD# 015,016 , \$ 1,250,000.00, 6.750%, dated 11-30-87, 12-14-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

\$ 2,350,000.00

Workmen's Compensation Trust Fund Investments & Time Deposits
Purchased, November, 1987

HCDA Trust Fund

October, 1987, Purchases:

CD# 014,744 , \$ 2,000,000.00, 8.600%, dated 10-15-87, 01-19-88 maturity, Midlantic National Bank,
safekeeping at Midlantic National Bank.

\$ 2,000,000.00

HCDA Trust Fund Investments & Time Deposits Purchased, October, 1987.

Unemployment Trust Fund

October, 1987, Purchases:

CD# 003,224 , \$ 4,280,000.00, 7.100%, dated 10-02-87, 01-04-88 maturity, City National Bank
safekeeping at City National Bank.

CD# 785,986 , \$ 230,000.00, 6.500%, dated 10-29-87, 11-30-87 maturity, First Fidelity Bank
safekeeping at First Fidelity.

\$ 4,510,000.00

Unemployment Trust Fund Investments & Time Deposits Purchased,
October, 1987

November, 1987, Purchases:

CD# 014,836 , \$ 600,000.00, 6.750%, dated 11-02-87, 11-30-87 maturity, Midlantic National Bank
safekeeping at Midlantic National.

CD# 015,015 , \$ 765,000.00, 7.000%, dated 11-30-87, 12-31-87 maturity, Midlantic National Bank
safekeeping at Midlantic National.

\$ 1,365,000.00

Unemployment Trust Fund Investments & Time Deposits Purchased,
November, 1987

Insurance Trust Fund

October, 1987, Purchases:

CD# 014,640 , \$ 8,615,000.00, 7.600%, dated 11-01-87, 01-04-88 maturity, Midlantic National Bank
safekeeping at Midlantic National.

CD# 147,705 , \$ 200,000.00, 7.130%, dated 10-05-87, 10-19-87 maturity, City Federal Savings & Loan
safekeeping at City Federal Savings & Loan.

CD# 148,124 , \$ 200,000.00, 7.650%, dated 10-19-87, 11-02-87 maturity, City Federal Savings & Loan
safekeeping at City Federal Savings & Loan.

CD# 785,987 , \$ 250,000.00, 6.500%, dated 10-29-87, 11-30-87 maturity, First Fidelity Bank
safekeeping at First Fidelity.

\$ 9,265,000.00

Insurance Trust Fund Investments & Time Deposits Purchased,
October, 1987.

Insurance Trust Fund, con't.

November, 1987, Purchases:

CD# 014,835 , \$ 200,000.00, 6.750%, dated 11-02-87, 11-30-87 maturity, Midlantic National Bank
safekeeping at Midlantic National.

CD# 015,017 , \$ 450,000.00, 6.750%, dated 11-30-87, 12-14-87 maturity, Midlantic National Bank
safekeeping at Midlantic National.

\$ 650,000.00

Insurance Trust Fund Investments & Time Deposits Purchased, November,
1987

Inactive Grant Trust Fund

October, 1987, Purchases:

CD# 003,225 , \$ 1,665,000.00, 7.100%, dated 10-10-87, 01-04-86 maturity, City National Bank
safekeeping at City National Bank.

\$ 1,665,000.00

Inactive Grant Trust Investments & Time Deposits Purchased, October,
1987

Port Authority Community Development Trust Fund

October, 1987, Purchases:

CD# 014,742 , \$ 1,606,000.00, 8.600 , dated 10-15-87, 01-19-87 maturity, Midlantic National Bank
safekeeping at Midlantic National.

\$ 1,606,000.00

Port Authority Community Development Trust Fund Investments &
Time Deposits Purchased, October, 1987

Water Utility

October, 1987, Purchases:

Repurchase Agreement, \$ 250,000.00, 6.750%, dated 10-01-87, 10-05-87 maturity, First Fidelity Bank
\$ 250,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

CD# 014,673 , \$ 545,000.00, 7.200%, dated 10-05-87, 11-04-87 maturity, Midlantic National Bank
safekeeping at Midlantic National.

CD# 777,689 , \$11,200,000.00, 8.000%, dated 10-08-87, 08-08-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

Repurchase Agreement, \$ 250,000.00, 6.750%, dated 10-09-87, 10-13-87 maturity, First Fidelity Bank
\$ 250,000.00 U.S. Notes, 6.25%, 12-31-88, safekeeping at First Fidelity.

CD# 147,438 , \$ 180,000.00, 7.300%, dated 10-13-87, 10-20-87 maturity, City Federal Savings & Loan
safekeeping at City Federal Savings & Loan.

Repurchase Agreement, \$ 250,000.00, 6.750%, dated 10-14-87, 10-19-87 maturity, First Fidelity Bank
\$ 250,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

CD# 014,743 , \$10,259,000.00, 7.200%, dated 10-15-87, 11-16-87 maturity, Midlantic National Bank
safekeeping at Midlantic National.

Repurchase Agreement, \$ 350,000.00, 7.000%, dated 10-15-87, 10-19-87 maturity, First Fidelity Bank
\$ 350,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 685,000.00, 6.750%, dated 10-19-87, 10-20-87 maturity, First Fidelity Bank
\$ 685,000.00 U.S. Notes, 6.25%, 12-31-88, safekeeping at First Fidelity.

Repurchase Agreement, \$ 1,165,000.00, 6.850%, dated 10-20-87, 10-22-87 maturity, City Federal Savings & Loan
\$ 1,165,000.00 F.N.M.A., Pl. #35379, Var. Mat., safekeeping at City Federal Savings & Loan.

Repurchase Agreement, \$ 300,000.00, 6.750%, dated 10-26-87, 10-28-87 maturity, Midlantic National Bank
\$ 300,000.00 U.S. Notes, 7.125%, 04-30-89, safekeeping at Midlantic National Bank.

Repurchase Agreement, \$ 300,000.00, 6.250%, dated 10-28-87, 10-29-87 maturity, Midlantic National Bank
\$ 300,000.00 U.S. Notes, 7.125%, 04-30-89, safekeeping at Midlantic National Bank.

January 6, 1988

Water Utility

October, 1987, Purchases, con't.:

Repurchase Agreement, \$ 255,000.00, 6.375%, dated 10-19-87, 11-02-87 maturity, First Fidelity Bank
\$ 255,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 125,000.00, 6.375%, dated 10-30-87, 11-02-87 maturity, First Fidelity Bank
\$ 125,000.00 U.S. Notes, 8.000%, 05-31-89, safekeeping at First Fidelity.

\$26,114,000.00 Water Utility Fund Investments & Time Deposits Purchase, October, 1987

November, 1987, Purchases:

Repurchase Agreement, \$ 275,000.00, 6.625%, dated 11-02-87, 11-05-87 maturity, Midlantic National Bank
\$ 275,000.00 U.S. Notes, 6.25%, 12-31-88, safekeeping at Midlantic National Bank.

Repurchase Agreement, \$ 548,000.00, 6.000%, dated 11-04-87, 11-05-87 maturity, Midlantic National Bank
\$ 548,000.00 U.S. Notes, 6.250%, 12-31-88, safekeeping at Midlantic National.

CD# 148,224, \$ 1,000,000.00, 6.700%, dated 11-05-87, 11-12-87 maturity, City Federal Savings & Loan
safekeeping at City Federal Savings & Loan.

Repurchase Agreement, \$ 250,000.00, 6.300%, dated 11-09-87, 11-12-87 maturity, First Fidelity Bank
\$ 250,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 300,000.00, 6.150%, dated 11-10-87, 11-12-87 maturity, First Fidelity Bank
\$ 300,000.00 U.S. Notes, 6.500%, 02-15-90, safekeeping at First Fidelity.

Repurchase Agreement, \$ 1,550,000.00, 6.300%, dated 11-12-87, 11-16-87 maturity, Midlantic National Bank,
\$ 1,550,000.00 U.S. Notes, 6.125%, 01-31-89, safekeeping at Midlantic National.

Repurchase Agreement, \$ 200,000.00, 6.200%, dated 11-13-87, 11-16-87 maturity, First Fidelity Bank,
\$ 200,000.00 F.N.M.A., 8.4%, 12-10-90, safekeeping at First Fidelity.

CD# 014,921, \$ 9,700,000.00, 6.500%, dated 11-16-87, 11-23-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

Repurchase Agreement, \$ 130,000.00, 6.250%, dated 11-18-87, 11-19-87 maturity, First Fidelity Bank
\$ 130,000.00 U.S. Bonds, 7.875%, 11-15-2007, safekeeping at First Fidelity.

Water Utility

November, 1987, Purchases, con't.:

Repurchase Agreement, \$ 1,250,000.00, 6.300%, dated 11-19-87, 11-23-87 maturity, First Fidelity Bank
\$ 1,250,000.00 G.N.M.A., 11.5%, Var. Mat., safekeeping at First Fidelity.

CD# 014,968, \$ 7,300,000.00, 6.500%, dated 11-23-87, 11-30-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

CD# 015,018, \$ 7,200,000.00, 6.750%, dated 11-30-87, 12-07-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank

\$29,793,000.00 Water Utility Investments & Time Deposits Purchased, November, 1987

Water Capital

October, 1987, Purchases:

CD# 777,687, \$17,345,000.00, 8.000%, dated 10-08-87, 01-08-88 maturity, First Fidelity Bank
safekeeping at First Fidelity Bank.

CD# 01-883,134, \$ 8,000,000.00, 7.800%, dated 10-15-87, 11-16-87 maturity, Howard Savings Bank
safekeeping at Howard Savings Bank.

\$25,345,000.00 Water Capital Investments & Time Deposits Purchased, October, 1987

November, 1987, Purchases:

CD# 01-883,134, \$ 6,000,000.00, 6.510%, dated 11-16-87, 11-23-87 maturity, Howard Savings Bank
safekeeping at Howard Savings Bank.

Repurchase Agreement, \$ 940,000.00, 6.200%, dated 11-16-87, 11-19-87 maturity, First Fidelity Bank
\$ 940,000.00 G.N.M.A., 11.5%, Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 940,000.00, 6.250%, dated 11-19-87, 11-20-87 maturity, First Fidelity Bank
\$ 940,000.00 U.S. Notes, 6.750%, 09-30-90, safekeeping at First Fidelity.

Water Capital

November, 1987, Purchases, con't.:

Repurchase Agreement, \$ 145,000.00, 6.125%, dated 11-20-87, 11-23-87 maturity, First Fidelity Bank
\$ 145,000.00 U.S. Notes, 8.5%, 09-30-89, safekeeping at First Fidelity.

CD# 01-883,134 , \$ 9,700,000.00, 6.500%, dated 11-23-87, 11-30-87 maturity, Howard Savings Bank
safekeeping at Howard Savings Bank.

Repurchase Agreement, \$ 2,092,000.00, 6.750%, dated 11-30-87, 12-03-87 maturity, Midlantic National Bank
\$ 2,092,000.00 U.S. Notes, 6.375%, 03-31-89, safekeeping at Midlantic National Bank.

CD# 015,023 , \$ 9,700,000.00, 7.000%, dated 11-30-87, 12-31-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

\$29,517,000.00

Water Capital Investments & Time Deposits Purchased, November, 1987

Capital Fund

October, 1987, Purchases:

CD# 014,638 , \$ 9,500,000.00, 7.500%, dated 10-01-87, 12-30-87 maturity, Midlantic National Bank
safekeeping at Midlantic National.

CD# 014,745 , \$14,000,000.00, 7.700%, dated 10-15-87, 11-16-87 maturity, Midlantic National Bank
safekeeping at Midlantic National.

\$23,500,000.00

Capital Fund Investments & Time Deposits Purchased, October, 1987

November, 1987, Purchases:

CD# 014,923 , \$12,500,000.00, 6.500%, dated 11-16-87, 11-23-87 maturity, Midlantic National Bank
safekeeping at Midlantic National.

CD# 014,969 , \$12,500,000.00, 6.500%, dated 11-23-87, 11-30-87 maturity, Midlantic National Bank
safekeeping at Midlantic National.

CD# 015,021 , \$ 1,000,000.00, 6.750%, dated 11-30-87, 12-07-87 maturity, Midlantic National Bank
safekeeping at Midlantic National.

CD# 015,022 , \$12,000,000.00, 7.000%, dated 11-30-87, 12-31-87 maturity, Midlantic National Bank
safekeeping at Midlantic National.

\$38,000,000.00

Capital Fund Investments & Time Deposits Purchased, November, 1987.

\$626,133,000.00

Grant Total--Investments & Time Deposits Purchased for the
Months of November & December, 1987.

The motion was adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Payne, Tucker, Villani, Temporary
President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

4-j.

The City Clerk presented Report of Contracts Awarded, recommended by
Purchasing Agent and approved by Business Administrator, for month of November,
1987.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by
the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Payne, Tucker, Villani, Temporary
President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

January 6, 1988

- 4-k. The City Clerk presented Copy of Minutes of Meeting of Board of Adjustment, held December 9, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Payne, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

A motion to consider Resolution 7-R-r at this time was made by Councilman Tucker, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

- 7-R-r. Resolution recognizing and commending the owners of Hill Valet Cleaners for generously donating clothing to residents of Newark during the Christmas season.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

Councilman Tucker read and presented, on behalf of the Municipal Council, a suitably inscribed resolution to the owners of Hill Valet Cleaners.

The owners of Hill Valet Cleaners thanked the Members of the Municipal Council for honoring them with this resolution.

A motion to consider Resolution 7-R-u (A.S.) at this time was made by Councilman Tucker, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

- 7-R-u.
(A.S.) Resolution recognizing and commending the Greater Newark Chamber of Commerce for its outstanding participation in the "Newark Day" Observance at the 1987 New Jersey State League of Municipalities Conference in Atlantic City.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

Councilman Tucker read and presented, on behalf of the Municipal Council, a suitably inscribed resolution to Mr. Kenneth Louis, representative of Greater Newark Chamber of Commerce.

Mr. Louis, on behalf of the Greater Newark Chamber of Commerce, expressed his gratitude to the Members of the Council for the presentation of this resolution.

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

Temporary President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read **An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.**

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

6-F-b.

The City Clerk read **An ordinance amending 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.**

(Deleting: Blanchard Street, both sides, beginning 2180 feet north of the northerly curblin of Raymond Boulevard to its terminus.

Adding: Blanchard Street, both sides, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

6-F-c.

The City Clerk read **An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Irvine Turner Boulevard as a one-way Street.**

(Irvine Turner Boulevard: Southbound, from Clinton Avenue to West Runyon Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

6-F-d.

The City Clerk read An ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Elm Street.

(Elm Street: From McCarter Highway to Mulberry Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

6-F-e.

The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Clinton Avenue - Fabian Place South 18th Street.

(Intersection: Clinton Avenue - Fabian Place - South 18th Street.

Right Turn on Red Prohibition: All Right Turns.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 20, 1988.

6-F-f.

The City Clerk read An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turn prohibitions on Clay Street at McCarter Highway.

(East on Clay Street to north on McCarter Highway, 6:00 A.M. to 9:30 A.M. and 3:30 P.M. to 6:00 P.M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

6-F-g.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Bleeker Street as a one-way street.

(Bleeker Street; eastbound, from Summit Street to Dr. Martin Luther King, Jr. Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

6-F-h.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Summit Street as a one-way street.

(Summit Street, southbound, from Central Avenue to Bleeker Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

6-F-i.

The City Clerk read An ordinance to regulate burglar and robbery alarm systems and devices in the City of Newark.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Police Director Greenleaf and Representative of American District Telegraph Company Dennis O'Connor met with Council January 5, 1988)

A motion to adopt the ordinance on first reading was made by Temporary President Harris, seconded by Councilman Branch and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris

Absent During Roll Call: Councilman Tucker, President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 29, 1988.

January 6, 1988

6-F-j.

The City Clerk read An ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987 on property owned by First Corinthian Baptist Church and located at 470-474 - 18th Avenue, Block 313, Lot 10, Newark, New Jersey.

(\$60,476.62 plus applicable fees and interest for years 1986 and 1987. Failed to file claim for continued tax exemption.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris.

Absent During Roll Call: Councilman Tucker, President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 20, 1988.

6-F-k.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Pearl Street as a one-way street.

(Pearl Street, eastbound, from Halsey Street to Chapel Court)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris.

Absent During Roll Call: Councilman Tucker, President Martinez.

Absent: Councilman Carrino.

6-F-l.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Chapel Court as a one-way street.

(Chapel Court, northbound, from Pearl Street to William Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris.

Absent During Roll Call: Councilman Tucker, President Martinez.

Absent: Councilman Carrino.

6-F-m.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Supervising Field Representative, Disease Control in the Department of Health and Human Services).

(Supervising Field	1	8/20/87	\$24,421.68 - \$29,382.97
Representative, Disease		1/1/88	25,642.76 - 30,852.12)
(35 Hours)			

(Title created in Department of Health and Human Services due to reclassification by New Jersey Department of Personnel. Title represented by Newark Council #21, Civil Service Association. Salary remains the same)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Grant and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris

Absent During Roll Call: Councilman Tucker, President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 20, 1988.

6-F-n.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title Office Supervisor in the Department of Police).

(Office Supervisor	1/1/87	\$32,250.71 - \$38,899.25
(40 Hours)	1/1/88	33,863.25 - 40,844.21)

(Title created to comply with reclassification by New Jersey Department of Personnel. Represented by Newark Council #21, Civil Service Association. Title will not be filled but is necessary so that longevity payments can be paid)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris.

Absent During Roll Call: Councilman Tucker, President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 20, 1988.

6-F-o.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control and establishing salaries therefor," (6-S & F-ba) adopted July 16, 1986 as amended and supplemented (To create the titles of Senior Accounting Procedures Analyst and Representative, Rent Regulation and to abolish the titles of Senior Accountant, Thirty-seven and One-half Hours and Field Representative, Rent Control Board in the Department of Land Use Control).

(Senior Accounting Procedures	1	1/1/88	\$21,442.48 - \$25,761.57
Analyst (35 Hours)			

Representative, Rent	1	1/1/88	18,203.55 - 21,442.48)
Regulation			
(35 Hours)			

(Creating titles in Department of Land Use Control to properly classify duties and abolishing old titles. Represented by Newark Council #21, Civil Service Association. No change in salaries.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

January 6, 1988

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Rice and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris.

Absent During Roll Call: Councilman Tucker, President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 20, 1988.

6-F-p.

The City Clerk read An ordinance amending Ordinance 6-S & F-d adopted January 15, 1986, "Ordinance ratifying and authorizing the execution of a lease between Newark Beth Israel Medical Center, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 120 Lyons Avenue, Block 3696, Lot 50, for the sum of \$5,416.65, for a period of five (5) months" by extending same from October 1, 1985 to December 31, 1985 and authorizing additional payment of \$3,249.99.

(South Ward Senior Citizens' Center)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris.

Absent During Roll Call: Councilman Tucker, President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 20, 1988.

6-F-q.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Collector of Delinquent Accounts in the Department of Finance).

(Collector of Delinquent

Accounts (35 Hours) 1 1/1/88 \$21,513.12 - \$25,825.82)

(Title change in Department of Finance to properly classify duties and responsibilities of one employee. Represented by Newark Council #21, Civil Service Association. No change in salary)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris.

Absent During Roll Call: Councilman Tucker, President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 20, 1988.

6-F-r.

The City Clerk read An ordinance authorizing the cancelling of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987 on property owned by Grace Apostolic Church of Christ, Inc., located at 22-26 Smith Street, Block 4201, Lot 57, Newark, New Jersey.

(\$1,200.14 plus applicable fees and interest for years 1986 and 1987.

Failed to file claim for continued tax exemption.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris.
Absent During Roll Call: Councilman Tucker, President Martinez.
Absent: Councilman Carrino.

Temporary President Harris: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 20, 1988.

6-F-s.

The City Clerk read An ordinance authorizing the cancellation of Taxes, Interest and Penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987 on property owned by the Zion United Church of Christ, located at 13-15 Alexander Street, Block 4060, Lot 80, Newark, New Jersey.

(\$3,783.06 plus applicable fees and interest for the years 1986 and 1987.
Failed to file claim for continued tax exemption)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris.
Absent During Roll Call: Councilman Tucker, President Martinez.
Absent: Councilman Carrino.

Temporary President Harris: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 20, 1988.

6-F-t.

The City Clerk read An ordinance authorizing the cancellation of Taxes, Interest and Penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987 on property owned by Hopewell Baptist Church, located at 797-799 Dr. Martin Luther King, Jr. Blvd., Block 2588, Lot 12., Newark, New Jersey.

(\$2,043.88 plus applicable fees and interest for the years 1986 and 1987.
Failed to file claim for continued tax exemption)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris.
Absent During Roll Call: Councilman Tucker, President Martinez.
Absent: Councilman Carrino.

Temporary President Harris: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 20, 1988.

6-F-u.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To adjust the salary for Aide to the Mayor).

(Aide to the Mayor	1/1/87	\$48,307.04 - \$58,096.52
	1/1/88	53,013.68 - 62,163.11)

(Creates a five step salary range for years 1987 and 1988; 7% increase for 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Ordinance returned to Administration November 16, 1987)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Payne and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris.
Absent During Roll Call: Councilman Tucker, President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 20, 1988.

6-F-v.
(A.S.)

The City Clerk read An Ordinance amending Ordinance 6-S & F-f, adopted February 17, 1971, as amended by Ordinance 6-S & F-a, adopted January 16, 1980, entitled "An ordinance enacting within the City of Newark, New Jersey, a 15% parking tax on fees for parking, garaging, or storing of motor vehicles in accordance with Title 54 of the Revised Statutes of the State of New Jersey", (To extend said ordinance)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris.

Absent During Roll Call: Councilman Tucker, President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 20, 1988.

6-F-w.
(A.S.)

The City Clerk read An Ordinance to amend an ordinance imposing a tax on Employer Payrolls in the City of Newark, "Ordinance 6-S & F-m, January 4, 1978, as amended by Ordinance 6-S & F-k, January 3, 1979, as amended by Ordinance 6-S & F-b, adopted January 16, 1980, as amended by Ordinance 6-S & F-k, February 17, 1982, as amended by 6-S & F-i, March 16, 1983, as amended by Ordinance 6-S & F-b, December 18, 1985 to impose a rate of three quarters percent (.75) effective January 1, 1988."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris.

Absent During Roll Call: Councilman Tucker, President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 20, 1988.

At a later time in the meeting, after Ordinance 6-Ph, S & F-l, a motion to consider Ordinance 6-F-x (A.S.) on Ordinances on first Reading was made by Councilman Tucker, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

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6-F-x.
(A.S.)

The City Clerk read An ordinance to amend Title 10, Finance and Taxation, Chapter 13 "Procedures for Application, Approval and Administration of Tax Abatement Agreements" of the Revised Ordinances of the City of Newark, 1966 as amended and supplemented, (By establishing an annual escalator for all projects and annual administrative fee).

A motion to adopt the ordinance on first reading further, directing the City Clerk to invite Corporation Counsel Grant to meet with the Council at their January 19, 1988 pre-meeting conference was made by Councilman Tucker, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Temporary President Harris: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 20, 1988.

At a later time in the meeting, after Item 8-b, a motion to consider Item 8-c (A.S.) on Ordinances on First Reading was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-y.
(A.S.)

The City Clerk read An Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987 on property owned by the Victory Temple National Holiness Church, located at 100-112 Clinton Avenue, Block 2820, Lot 1, 4, 6, 13, 14 & 16, Newark, New Jersey.

(\$22,831.88 plus applicable fees and interest for years 1986 and 1987. Failed to file claim for continued tax exemption.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 20, 1988.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

Temporary President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Sections 23:5-2, 23:5-4 and 23:5-6, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Clinton Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Clinton Avenue, north side, from Lincoln Park to Irvington Town Line, from 7 a.m. to 9 a.m. except Saturdays and Sundays.

and by adding thereto:

Clinton Avenue, north side, from Lincoln Park to Stratford Place, from 7 a.m. to 9 a.m., except Saturdays and Sundays.

Section 2. That Section 23:5-4, Parking Limited to One Hour, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Clinton Avenue, north side, from Lincoln Park to Irvington Town Line, from 9 a.m. to 4 p.m.

and by adding thereto:

Clinton Avenue, north side, from Lincoln Park to Stratford Place, from 9 a.m. to 4 p.m.

Section 3. That Section 23:5-6, Stopping or Standing prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Clinton Avenue, north side, from Lincoln Park to Irvington Town Line, from 4 p.m. to 6 p.m., except Saturdays and Sundays.

and by adding thereto:

Clinton Avenue, north side, from Lincoln Park to Stratford Place, from 4 p.m. to 6 p.m. except Saturdays and Sundays.

Section 4. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

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Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 6. That a copy of this ordinance be sent to the Commissioner of Transportation for her approval of those portions of this ordinance which come under the authority of the Commissioner.

Temporary President Harris called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris.

Absent During Roll Call: Councilman Tucker, President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the execution of a lease between the City of Newark, Owner, and the Boys' and Girls' Clubs of Newark, Inc., Tenant for approximately 12,500 square feet of vacant land of the premises commonly known as 382-390 Hawthorne Avenue, for the sum of one hundred dollars (\$100.) or County Taxes, whichever is greater, per year for a period of ten years.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Boys' and Girls' Clubs of Newark, Inc., a non-profit corporation of the State of New Jersey, has tax exempt status with respect to both the State of New Jersey and the Federal Government; and

WHEREAS, the City of Newark owns the premises commonly known as 382-390 Hawthorne Avenue, Block 3617, Lots 3,4,5,7, on the Official Tax Maps and Tax Duplicate (year 1987) of the City of Newark, and said premises are not needed for use by the municipality; and

WHEREAS, the City of Newark desires to enter into a lease Agreement with the Boys' and Girls' Clubs of Newark, Inc., for the premises located at 382-390 Hawthorne Avenue, for the period from January 1, 1988 to December 31, 1997, with an option to renew said leasehold for an additional five (5) years to terminate on December 31, 2002.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into a lease agreement on behalf of the City of Newark, owner, to let approximately 12,500 square feet of vacant land of the above described premises to the said Boys' and Girls' Clubs of Newark, Inc., lessee, pursuant to N.J.S.A. 40A:12-14 (c), for the period from January 1, 1988 to December 31, 1997, with an option to renew for an additional five (5) years.

January 6, 1988

Section 2. Said Boys' and Girls' Clubs of Newark, Inc., shall, as consideration for said lease agreement, (1) pay the owner the sum of One Hundred Dollars (\$100.00) or County Taxes, whichever is greater, per year for a period of fifteen (15) years; (2) perform all necessary capital improvements to improve subject property to a condition that will comply with the occupancy requirements, rules, regulations and ordinances of the City of Newark and any other governmental agency of jurisdiction.

Section 3. The above said premises shall be used by the lessee for expansion and enhancement of recreational activities and associated use in pursuing its objectives; to wit, for the purposes of delivery of wholesome recreational opportunities for the citizens of the City.

Section 4. Said Business Administrator shall be responsible for the enforcement of the covenants and conditions of the lease agreement.

Section 5. Barbara Wright Bell, Executive Director of the Boys' and Girls' Clubs of Newark, Inc., or her designated agent, shall annually submit a report to the Tax Collector summarizing the use of the said premises for that year, the activities undertaken by the lessee in furtherance of said public purpose, the value or cost, if any, of such activities and an affirmation of their continued tax-exempt status as a non-profit corporation pursuant to both State and Federal Law.

Section 6. A copy of the lease agreement is attached hereto.

Section 7. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 8. This Ordinance shall take effect upon final passage and publication according to law.

Temporary President Harris called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, Temporary President Harris.

Absent During Roll Call: Councilman Tucker, President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending and supplementing Title 13A, Garbage and Solid Waste, Chapter 4, Collection and Disposal, and Section 10, Receptacles, Time and Place of Removing, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To create a rebuttable presumption clause indicating that the owner and manager of the property are responsible for any garbage on their property).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 13A:4-10, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended and supplemented be and is hereby amended to read as follows:

January 6, 1988

13A:4-10. Receptacles: time of placing and removing.

- (a) Beginning on November 1st of each year and ending on the last day of April of each year, it shall be unlawful for any person to place or cause to be placed, or permit to remain on the sidewalk, any receptacle or bundle containing refuse material earlier than 6:00 p.m. on the day prior to that premises regular collection day as established by the director of the department of engineering.

Beginning on May 1st of each year and ending on the last day of October of each year, it shall be unlawful for any person to place, or cause to be placed, or permit to remain on the sidewalk, any receptacle or bundle containing refuse material earlier than 8:00 p.m. on the day prior to that premises regular collection day as established by the director of the department of engineering.

No person shall allow or permit any empty receptacle to remain upon such sidewalk more than six hours after the contents have been collected.

- (b) Whenever a premises' waste is removed at the owners' expense by an authorized collector other than the city or its agent, as set forth in section 13A:4-14, such person shall arrange with the collector to have the waste removed on the same day as the regularly scheduled collection for that area, as set forth by the director of the department of engineering. In the event that the premises receives once a week collection, the owner may choose either of the regularly scheduled collection days in arranging for the premises' collection. If the

premises receives collection on more days than the city normally collects in the area, the waste may be placed at the curb at the times set forth in 13A:4-10(a) as long as such waste is collected before 6:00 a.m. the following day. If collection does not occur before 6 a.m., the waste shall be retained in a secure manner whether within or behind the premises and shall not be placed at the curb until the authorized collector arrives at the premises, except on the day the city normally collects in that area.

- (c) If any receptacles or bundles that are referred to in this section of Chapter 4, are found to remain on the sidewalk at any time other than the times permitted by this ordinance, then it shall be presumed that said bundles or receptacles are there with the knowledge of the manager and the owner of the property adjacent to the sidewalk.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Harris called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create the title of Forestry Aide in the Department of Engineering).

(Title change for 2 Laborers in Department of Engineering due to reclassification by New Jersey Department of Personnel. Salary remains the same. Represented by Local 6, I.F.H.P.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented, be amended to create the title, as follows, to wit:

POSITION

Forestry Aide (2)	1/1/87	\$6.21-\$6.69-\$7.29
1871 (40 Hrs.)	1/1/88	6.64- 7.16- 7.80
	1/1/89	7.07- 7.63- 8.31

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Harris called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Temporary President Harris, seconded by Councilman Grant and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 and amendments thereto, (To create the title of Local Historian) of the City of Newark.)

(Ordinance creating unsalaried position in the Office of Mayor. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Revised Statute N.J.S.A. 40:10A-4 provides that the governing body may by ordinance establish the position of local historian; and

WHEREAS, such person shall serve without compensation holding said position but shall be reimbursed for expenses incurred in the performance of the duties performed therein.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. Section 1 of an Ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&FC) adopted May 4, 1977 as amended and supplemented be amended and supplemented by adding the following position:

<u>POSITION</u>	<u>NO. OF POSITIONS</u>
Local Historian	1

SECTION 2. The Local Historian shall possess all the powers and responsibilities provided in N.J.S.A. 40:10A-7 and the Municipal Council further authorizes that the records and reports of the City Historian be entrusted to the care of the New Jersey Division of the Newark Public Library.

January 6, 1988

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Temporary President Harris called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create the title of "Supervisor of Records and Schedules" and abolishing the title of "Demolition Expeditor").

(Creating title Supervisor of Records and Schedules and abolishing title of Demolition Expeditor in Department of Engineering. Represented by Essex Council #1, Civil Service Association. Fiscal Impact 1988-\$1,200.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An Ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Supervisor of Records and Schedules (1) 1/1/88 \$22,514.60-\$27,049.65
A335 (35 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the title, as follows, to wit:

POSITION

Demolition Expeditor
A384 (35 Hrs.)

SECTION 3. The hereinabove position title shall become effective January 1, 1988.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Temporary President Harris called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the title of Physician, Part-time (Unscheduled Hours) and to abolish the title of Optometrist, Part-time in the Department of Health and Human Services).

(No fixed or regular hours; rate of pay same as Physician-Part-time. Not represented by any union.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the title as follows, to wit:

POSITION

Physician, Part Time	\$41.33 per hour
2674 (Unscheduled Hours)	

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title, as follows, to wit:

POSITION

Optometrist, Part-Time
2583 (6Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Harris called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Grant and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

Temporary President Harris: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Councilman Carrino arrived 1:47 P.M.)

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To abolish the title of Coordinator of Federal and State Aid in the Department of Development).

(Abolishing title in Department of Development which is being established in Department of Administration).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Development" (6S&Fz) adopted July 16, 1986 as amended and supplemented be amended to abolish the title, as follows, to wit:

POSITION

Coordinator of Federal and State Aid
A436 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Harris called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Temporary President Harris: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor" (6-S & F-d) adopted May 4, 1977 and amendments thereto. (To create the titles of Administrative Secretary and Composing Machine Operator and to abolish the title of Typesetter in the Department of Administration).

(Creating two position titles in Department of Administration. One Composing Machine Operator result of reclassification of Typesetter by New Jersey Department of Personnel. Typesetter being abolished. Administrative Secretary budgeted in 1987 under H.C.D.A. Represented by Essex Council Number 1, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 (g) of an ordinance entitled, "An Ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6S&F-d) adopted May 4, 1977 and amendments thereto, be amended by creating the following titles, as follows, to wit:

(G) DEPARTMENT OF ADMINISTRATION

POSITION

Administrative Secretary (1)	1/1/87	\$18,203.55 - \$21,442.48
0112 (35 Hrs.)	1/1/88	19,113.73 - 22,514.60
Composing Machine Operator	10/19/87	17,761.29 - 21,286.52
1326 (35 Hrs.)	1/1/88	18,649.35 - 22,350.85

SECTION 2. Section 1(g) of the aforementioned ordinance be further amended to abolish the title, as follows to wit:

POSITION

Typesetter
A090 (35 Hrs.)

SECTION 3. The establishment of the hereinabove position title of Administrative Secretary shall be effective January 1, 1987 and the title Composing Machine Operator shall be effective October 19, 1987.

January 6, 1988

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Harris called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Temporary President Harris: The yeses are eight, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 14, Chapter 2, Section 2 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented by adding a Paragraph (d) requiring anyone convicted of engaging in prostitution to undergo testing for Acquired Immune Deficiency Syndrome.

(For action on this ordinance, see pages 1, 2 and 3 in the minutes of this meeting)

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 15, Housing, Chapter 11, Non-Residential Property Maintenance Code, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To prohibit the use of solid roll-up security gates in certain designated areas).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Fire Department has indicated that the proliferation of solid gate security gates throughout the City of Newark poses significant dangers and potentially hampers the department's ability to combat fires with said buildings; and

WHEREAS, in order to address this problem the City is desirous of undertaking a pilot program within the Central Business Area of requiring all security gates and/or doors to be of see through composition; and

WHEREAS, the City is desirous of providing property owners within said Central Business Areas with a reasonable period of time to convert their buildings and to offer facade improvement grants to assist in retrofitting of their buildings.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. Section 15:11-11(b), Appearance of exterior premises and structures of Chapter 15, Housing, Chapter 11, Non-residential Property Maintenance Code, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended to add subparagraph (7) 15:11-11(b)(7) to read as follows:

- (7) Any security gates within the Central Business Area extending over or across a store front window or door shall be of a grate or lattice type, with a minimum of fifty (50%) percent of the gate area being see-through composition. All gates and accompanying hardware shall be maintained in a state of good repair.

SECTION 2. All store front windows and/or doors presently equipped with solid roll-up security gates shall have a one (1) year retrofit period to comply with this law.

SECTION 3. Central Business Area is defined as follows:

BEGINNING at the intersection of Dr. Martin Luther King, Jr. Blvd. and Market Street, thence in a general easterly direction along Market Street and to the intersection with Raymond Plaza West and Market Street; and

BEGINNING at the intersection of Lincoln Park and Broad Street and proceeding in a northerly direction along Broad Street to the intersection of Washington Place and said Broad Street.

SECTION 4. The Department of Development shall be responsible for establishing uniform guidelines and regulations as to the type of security gates installed within the Central Business Area. In order to assist property owners in this endeavor, the Department of Development be and is hereby authorized to amend its corridor improvement program to expressly authorize Newark Economic Development Corporation (N.E.D.C.) to make matching grants in an amount not to exceed \$3,000 to assist property owners retrofitting their buildings within the subject area.

SECTION 5. The Business Administrator shall within eighteen (18) months after the adoption of this Ordinance report to the Municipal Council on the success of this pilot program and make recommendations as to its further application within the City.

SECTION 6. This Ordinance shall take effect upon final passage and publication in accordance with law.

January 6, 1988

Temporary President Harris called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance; further, directing the City Clerk to invite Business Administrator Monteilh, Director of Engineering Zach, Director of Development Lucas and President of Greater Newark Chamber of Commerce Schoon to meet with the Council at their pre-meeting conference, January 19, 1988 was made by Temporary President Harris, seconded by Councilman Carrino and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented. (To adjust the salary of Director, Department of General Services).
(5% increase for 1987)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of General Services, and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 and amendments thereto, be and the same is hereby amended to adjust the salary of Director, Department of General Services, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of General Services A311	1/1/87	\$ 57,010.55	\$ 57,010.55

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

January 6, 1988

Temporary President Harris called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Temporary President Harris: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

HEARINGS OF CITIZENS.

6-HC-a.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to low income housing for the poor and homeless.

Temporary President Harris suggested that the speaker contact Administration for answers to questions that fall under their jurisdiction.

6-HC-b.

MS. HELEN POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council opposing the building of halfway houses within the North Ward.

Temporary President Harris stated that the Municipal Council should file a court suit against the Volunteers of America for not consulting city fathers before undertaking such projects.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution authorizing Director of Health and Human Services to execute a hold harmless and indemnification agreement providing for indemnification to Mountainside Tennis Center for any claims arising out of use of said Center on Saturday, January 23, 1988 to Friday, January 29, 1988, "15th Annual Tennis Tournament".

(Copy of resolution and correspondence submitted to each Member of the Council)
(Manager of Recreation and Cultural Affairs Lightfoot to met with Council January 5, 1988)

A motion directing the City Clerk to return the resolution to Administration was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

7-R-b.

Resolution authorizing Business Administrator to enter into contract with Radio Shack Contract Services, 1900 Two Tandy Center, Fort Worth, Texas 76102, determined to be only responsible bidder, to Provide Maintenance Service for TRS-80 Computer Hardware, for period January 1, 1988 to December 31, 1988; contract shall not exceed \$20,000.; funds to be encumbered in 1988 operating budget of Department of Engineering.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-c.

Resolution authorizing Business Administrator to enter into contract with Mr. Steam Machine, 189-191 Delancy Street, P.O. Box 1959, Newark, New Jersey, determined to be only responsible bid received, to Provide Removal of Graffiti and Restoration of Marble, for period January 1, 1988 to December 31, 1988; contract shall not exceed \$100,000.; funds shall be encumbered in 1988 operating budget of Division of Public Buildings.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-d.

Resolution ratifying and authorizing Director of Development to enter into and execute contract with New Jersey Historical Society Inc., for purpose of allowing them to expend balance of previous grant in amount of \$57,550. and current amount of \$30,000. for rehabilitation of historical structure at 230 Broadway, for period December 1, 1987 through November 30, 1988, totalling \$87,550.; funds provided from H.C.D.A. FY XII and XIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-e.

Resolution authorizing Director of Engineering to execute contract with Elson T. Killam Associates, Inc., 27 Bleeker Street, Millburn, New Jersey, for professional services for rehabilitation and improvements to Cedar Grove Reservoir Complex, Belleville Reservoir Complex, Valley Road Rechlorination Station and Pequannock #2 Aqueduct and preparation of engineering data and supervision of construction for fee not to exceed \$1,110,000.; funds provided by Bond Ordinance 6-S & F-q, June 24, 1987; Funding for this contract will be provided by State of New Jersey Loan Bond Fund on reimbursement basis. (Contract awarded without competitive bidding pursuant to provisions of Local Public Contracts Law N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-f.

Resolution authorizing Corporation Counsel to accept sum of \$8,700. to Division of Water Accounting & Customer Service, in full satisfaction of water charges due on 408-414 Chancellor Avenue, Block 3735, Lot 8; further, authorizing Corporation Counsel to execute Stipulation of Dismissal upon receipt of all documents deemed necessary by Corporation Counsel, owned by Joseph and Esther Giar, t/a Giar Realty Associates, Account #05-236-2350-00; instituted suit for cancellation of Water/Sewer liens assessed against their property; owners have satisfied \$8,700. of amount of \$9,876.01 due based on actual reading of meter.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-g.

Resolution authorizing Director of Finance to issue check in amount of \$7,500. payable to Margaret DiDomenico, individually and as guardian for Donald DiDomenico, Jr. and Donna DiDomenico and her attorney, Charles Miller, 154 South Livingston Avenue, Livingston, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel in discharge of this claim having been executed by petitioners; Donald DiDomenico, while employed as Newark Police Officer and in performance of his duties suffered effects of a myocardial infarction which resulted in his demise; deceased widow on her behalf and on behalf of the deceased and her children filed compensation claim in Workers' Compensation Court.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-h.

Resolution granting award of grant to "Newark, A Day in the City", for sum not to exceed \$8,875.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-i.

Resolution authorizing Director of Finance to issue check in amount of \$830., payable to Shalid Ali, deposit paid on prospective purchase of City-owned property at 9-11 Edwin Place, Block 3053, Lots 21 and 22 (Property sold in previous auction).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-j.

Resolution authorizing Director of Finance to issue check in amount of \$750., payable to Luis Planas, deposit paid on prospective purchase of City-owned property at 150-152 Leslie Street, Block 3065, Lots 11 and 12 (Property sold in previous auction).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-k.

Resolution authorizing City Treasurer to issue refund check in amount of \$856.57, to Gregg Pesciotta, Attorney at Law, P.O. Box 976, 14 A Route, Freehold, New Jersey, payment made in error in Water Division instead of Tax Division for property at 764 Lake Street, Block 756, Lot 25, owned by David M. Benus.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-l.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-m.

Resolution designating reserved parking area for handicapped motorists on South 18th Street, west side, beginning 201 feet south of the southerly curblin of 16th Avenue and extending 25 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-n.

Resolution designating reserved parking area for handicapped motorists on Lafayette Street, north side, beginning 70 feet east of the easterly curblin of McWhorter Street and extending 25 feet easterly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-o.

Resolution recognizing and commending the Honorable H. Grady James, III on the occasion of being sworn in as the new Municipal Council President of the City of East Orange.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-p.

Resolution recognizing and commending the Honorable Ralph A. Harris on his distinguished service as former Council President of the City of East Orange.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-q.

Resolution recognizing and commending the Honorable Willie B. Brown on his recent selection as Assembly Minority Leader of the New Jersey General Assembly.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-r.

Resolution recognizing and commending the owners of Hill Valet Cleaners for generously donating clothing to residents of Newark during the Christmas season.

(For action on this resolution, see page 12 in the minutes of this meeting.)

**7-R-s.
(A.S.)**

Resolution recognizing and commending the Ironbound Ambulance Squad on the occasion of its 36th Annual Installation of Officers held January 16, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-t.
(A.S.)**

Resolution recognizing and commending the St. Benedict's Soccer Team for its outstanding achievements during the 1987-1988 school year.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

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7-R-u.
(A.S.)

Resolution recognizing and commending the Greater Newark Chamber of Commerce for its outstanding participation in the "Newark Day" Observance at the 1987 New Jersey State League of Municipalities Conference in Atlantic City.

(For action on this resolution, see page 12 in the minutes of this meeting)

7-R-v.
(A.S.)

Resolution strongly urging the State Legislature to support passage of the proposed legislation which extends the expiration date of the Local Tax Authorization Act.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-w.
(A.S.)

Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with United States Department of Health and Human Services, for provision of health care and social services to Newark's homeless population, for period December 1, 1987 to November 30, 1989; funds available from United States Department of Health and Human Services in amount of \$552,042., does not require expenditure of any Municipal funds.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-x.
(A.S.)

Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Charles Carson, M.D., for provision of medical services to Essex County Welfare Clients, for period November 1, 1987 to October 31, 1988, in amount of \$62,507.; through third party reimbursement, Program will be self supporting and will not require expenditure of municipal funds, to be paid from Newark Division of Community Health. (Contract awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-y.
(A.S.)

Resolution declaring an emergency exists as to an "Ordinance amending Title 14, Chapter 2, Section 2, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented by adding a paragraph (d) requiring any one convicted of engaging in prostitution to undergo testing for Acquired Immune Deficiency Syndrome", Ordinance 6-Ph, S & F-j, being finally adopted January 6, 1988, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication in accordance with N.J.S.A. 40:69A-181(b).

(For action on this resolution, see page 3 in the minutes of this meeting)

MOTIONS.

- 7-M-a.** A MOTION DIRECTING THAT THE NEWARK MUNICIPAL COUNCIL CONTINUE AS A MEMBER OF THE NATIONAL CONFERENCE ON PUBLIC EMPLOYEES RETIREMENT SYSTEMS AND DESIGNATING BEN KRUSCH AS REPRESENTATIVE OF THE COUNCIL AT THE MEETINGS OF SAID ORGANIZATION was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-b.** A MOTION CONSIDERING POSSIBLE TERMINATION OF FINANCIAL AGREEMENT WITH MULBERRY URBAN RENEWAL ASSOCIATES FOR FAILURE TO SUBMIT CERTIFIED AUDIT REPORTS AS REQUIRED BY N.J.S.A. 40:55C-59(d) was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-c.** A MOTION REITERATING THE MUNICIPAL COUNCIL'S COMMITMENT AND DEDICATION TOWARDS PROMOTING THE POSITIVE IDEALS ESTABLISHED BY THE LATE DR. MARTIN LUTHER KING, JR. was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-d.** A MOTION REQUESTING THE LAW DEPARTMENT TO ASCERTAIN WHY THERE IS NOT A SPEEDY RESOLUTION TO HEATING COMPLAINTS IN THE MUNICIPAL COURTS was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-e.** A MOTION DIRECTING THE CITY CLERK TO PERPARE RESOLUTION RECOGNIZING AND COMMENDING JOE CLARK, PRINCIPAL OF EASTSIDE HIGH SCHOOL, PATERSON, FOR THE JANUARY 20, 1988 AGENDA OF THE MUNICIPAL COUNCIL was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-f.** A MOTION REQUESTING THE BUSINESS ADMINISTRATOR AND THE DIVISION OF INSPECTIONS AND ENFORCEMENT/HEATING COMPLAINTS TO SUBMIT A COMPREHENSIVE REPORT REGARDING UNHEATED APARTMENT COMPLAINTS FILED BY TENANTS LIVING AT 801 ELIZABETH AVENUE was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-g.** A MOTION REQUESTING THAT CAPTAIN EDWARD KERR IMMEDIATELY HAVE THE VENDORS REMOVE THEIR TRUCKS FROM IN FRONT OF 440 AND 555 ELIZABETH AVENUE was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-h.** A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, CORPORATION COUNSEL GRANT, ACTING PRESIDING JUDGE MINOR, HEALTH AND HUMAN SERVICES DIRECTOR FOSTER-STRUGGS AND DEPARTMENT OF LAND USE CONTROL DIRECTOR MCLUCAS TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS PROBLEMS RELATING TO 140 ROSEVILLE AVENUE was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-M-i. A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, CORPORATION COUNSEL GRANT, ACTING PRESIDING JUDGE MINOR, HEALTH AND HUMAN SERVICES DIRECTOR FOSTER-STRUGGS AND DEPARTMENT OF LAND USE CONTROL DIRECTOR MCLUCAS TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS CODE ENFORCEMENT ON VARIOUS MULTI-FAMILY DWELLING UNITS was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-j. A MOTION REQUESTING DIRECTOR OF ENGINEERING ZACH TO PAVE ALL POTHOLES ON WILBUR AVENUE ESPECIALLY THE ONE IN FRONT OF 59 WILBUR AVENUE was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-k. A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO JUDGE HERBERT TATE, SR. was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-l. A MOTION REQUESTING THE ZONING OFFICER TO UPGRADE THE ZONING IN THE AREA OF 344 SUMMER AVENUE was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-m. A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, CORPORATION COUNSEL GRANT, DIRECTOR OF HEALTH AND HUMAN SERVICES FOSTER-STRUGGS TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS HOMELESS IN THE CITY was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-n. A MOTION REQUESTING A COMPLETE INVESTIGATION OF AN INDICENT AT 36 BARBARA STREET WHERE A YOUNG LADY WAS BEATEN, ROBBED AND STABBED AND AFTER A CALL FOR A PATROL CAR BY BOTH THE MOTHER OF THE VICTIM AND COUNCIL PRESIDENT MARTINEZ, WAS TOLD THIS WAS NOT A "PRIORITY CALL" was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-o. A MOTION DIRECTING THE CORPORATION COUNSEL TO INSTITUTE LEGAL ACTION AGAINST THE NEW JERSEY STATE DEPARTMENT OF TRANSPORTATION TO REQUIRE THE STATE TO IMMEDIATELY REPAIR THE SHEFFIELD STREET PEDESTRIAN BRIDGE was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-p. A MOTION REQUESTING DIRECTOR OF GENERAL SERVICES LOPEZ TO PROVIDE ADEQUATE HEATING TO COUNCIL CHAMBER DURING ALL FUTURE MEETINGS BY THE MUNICIPAL COUNCIL AND ADMINISTRATION was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

January 6, 1988

7-M-q.

A MOTION REQUESTING LAW DEPARTMENT TO IMPOSE PENALTIES ON LANDLORDS THAT HABITUALLY REFUSE TO APPEAR AT THEIR SCHEDULED HEARINGS BEFORE THE RENT CONTROL BOARD was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received December 23, 1987, enclosing proposed "Ordinance to amend and supplement Title 8, Business and Occupations, Chapter 8, Junk and Scrap Metal, Article 1, Junk Shops, Junkyards and Metal Processing Facilities, Sections 2, Definitions, and Section 3, Qualifications of Applicant, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require drum storage yards to be regulated by this ordinance and to install sanitary drains and to require an impervious surface at the site."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 20, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received December 23, 1987, enclosing proposed "Ordinance to amend Title 25, Chapter 4, Section 20 (Resumption after discontinuance of service for nonpayment of bill; charges and payments required) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 20, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-c.
(A.S.)

The City Clerk presented Proposed "Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987 on property owned by the Victory Temple National Holiness Church, located at 100-112 Clinton Avenue, Block 2820, Lot 1, 4, 6, 13, 14 & 16, Newark, New Jersey."

(\$22,831.88 plus applicable fees and interest for years 1986 and 1987. Failed to file claim for continued tax exemption.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-y (A.S.) on page 21 in the minutes of this meeting)

8-d.
(A.S.)

The City Clerk presented Proposed "Ordinance amending Section 23:5-14, Parking by Permit Only in Designated Areas, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, establishing a parking by permit only area on Cedar Street, from Broad Street to Halsey Street, south side of Cedar Street only."

A motion directing the City Clerk to place this ordinance on the January 20, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

January 6, 1988

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from December 11, 1987 to December 24, 1987:

<u>LICENSEE</u>	<u>BINGO LICENSES</u>	<u>LICENSE NUMBER</u>
Holy Name Society, Sacred Heart Church		9799
Residents for Community Action		9838 (Amended)
Newark Lodge #21 B.P.O. Elks		9861

RAFFLE LICENSES
None

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Rice.

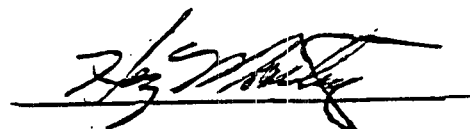
ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

This meeting adjourned at 3:25 P.M.

APPROVED:


Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, January 20, 1988

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:10 P. M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Carl F. Hunter, Israel Memorial A.M.E. Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Albert Mrozik, Jr., Lieutenant Detective James Reed and Detective James Miller, Jr., Sergeants-At-Arms.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

None.

A motion to consider Resolution 7-R-q, January 6, 1988 was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Resolution recognizing and commending the Honorable Willie B. Brown on his recent selection as Assembly Minority Leader of the New Jersey General Assembly.

Councilman Tucker read and presented suitably inscribed resolution to Honorable Willie B. Brown, on behalf of the Members of the Municipal Council.

Assemblyman Brown expressed his gratitude to the Members of the Municipal Council for honoring him with the presentation of this resolution.

A motion to consider Ordinance 6-S & F-r was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-S & F-r.

Ordinance amending Title 14, Chapter 2, Section 2 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented by adding a Paragraph (d) requiring anyone convicted of engaging in prostitution to undergo testing for Acquired Immune Deficiency Syndrome.

(Ordinance vetoed by the Mayor January 15, 1988)

The City Clerk stated the question before the Council is "Shall the Municipal Council override the Mayor's veto of **An ordinance amending Title 14, Chapter 2, Section 2 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by adding a Paragraph (d) requiring anyone convicted of engaging in prostitution to undergo testing for Acquired Immune Deficiency Syndrome?**"

The City Clerk read the following veto message from Mayor Sharpe James:

JANUARY 20, 1988

January 20, 1988



SHARPE JAMES
MAYOR
NEWARK, NEW JERSEY
07102

January 15, 1988

Mr. Robert Marasco
City Clerk
City Hall
920 Broad Street
Newark, New Jersey 07102

RE: AN ORDINANCE AMENDING TITLE 14, CHAPTER 2, SECTION 2 OF
THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY,
1966, AS AMENDED AND SUPPLEMENTED BY ADDING A PARAGRAPH
(d), REQUIRING ANYONE CONVICTED OF ENGAGING IN PROSTITUTION
TO UNDERGO TESTING FOR ACQUIRED IMMUNE DEFICIENCY
SYNDROME

Dear Mr. Marasco:

As the chief executive officer of the City of Newark, I have taken an oath of office to uphold and obey the laws of our City, the State of New Jersey and the United States of America. This is an obligation and duty, which I do not take lightly.

The principles that distinguish this country from so many others are based on laws and a system of justice for all citizens. No matter how good our intentions, we cannot violate our constitutional responsibilities.

It is obvious to us all that this deadly disease is not a local issue, but has reached epidemic proportions throughout our nation. I have joined with other big city mayors in asserting that AIDS is a national problem requiring top federal priority and increased funds to combat lethal illness.

In our understandable haste to address this dilemma let us not forget that having AIDS is not illegal. Just as the courts have held that people who abuse drugs and alcohol are not criminals and cannot be prosecuted purely because of their physical condition, neither can we impose criminal penalties on AIDS victims. The persons having this disease face certain death and are worthy of having the same medical treatment as are others confronted with terminal illnesses.

This also brings to mind the issue of human rights. Unfortunately, discriminatory action is often taken against those persons known to have AIDS by landlords, employers, co-workers and neighbors simply out of fear.

On my return from the National League of Cities Public Technology Institute meeting in Washington, D.C. January 4, where I had read about the proposed ordinance in the Washington Post, I discussed coverage of this matter with the City Council. Thereafter, I was presented with a ruling by our Corporation Counsel, Glenn A. Grant, indicating his opinion that the proposed ordinance was unconstitutional and illegal in its present form. All this occurred before the Municipal Council voted on the aforementioned ordinance.

Mr. Grant has advised that the ordinance is unconstitutional because the State Legislature has preempted the Municipal Council from enacting legislation determining criminal penalties. Therefore, the local governing body cannot impose penalties for prostitution greater than those already determined by state statute. In addition to enclosing the provision from the statute which defines this limitation, let me point out that the Code of Criminal Justice (2C:1-5 d) provides:

Notwithstanding any other provision of law, the "local governmental units of this State may neither enact nor enforce any ordinance or other local law or regulation conflicting with, or preempted by, any provision of this code" or with any policy of this State expressed by this code, whether that policy be expressed by inclusion of a provision in the code or by exclusion of that subject from the code.

My basic objection to this ordinance is on legal grounds. I understand, and I share the City Council's concerns about both problems, but we must look for solutions that are both effective and sensitive and legal.

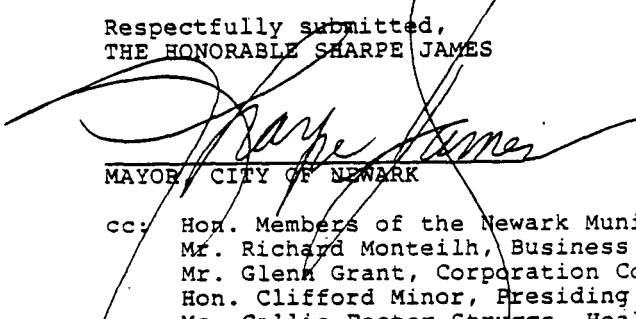
I further wish to forewarn the Honorable Members of the Council that any effort to disregard the constitutional ramifications and human rights violations resulting from passage of this ordinance may bring unfavorable media attention to Newark. Even more importantly, approval of this measure will subject Newark taxpayers to unnecessary lawsuits and put a drain on our already overburdened municipal treasury.

At the same time, I have ordered our Police Department to continue its vigorous enforcement of laws governing prostitution and have instructed our Sexually Transmitted Disease Clinic to redouble its efforts in screening and counseling its patients.

I welcome any opportunity to work cooperatively with the members of the Newark Municipal Council in our mutual desire to find solutions to this major health problem.

In closing, I hereby affix my signature in vetoing this unconstitutional and illegal ordinance, 6S and F-S, as currently posed in respecting the ruling of Newark's Corporation Counsel, Mr. Glenn Grant.

Respectfully submitted,
THE HONORABLE SHARPE JAMES


MAYOR, CITY OF NEWARK

cc: Hon. Members of the Newark Municipal Council
Mr. Richard Monteilh, Business Administrator
Mr. Glenn Grant, Corporation Counsel
Hon. Clifford Minor, Presiding Judge
Ms. Callie Foster Struggs, Health and Human Services

A lengthy discussion was held by the Members of the Municipal Council.

Corporation Counsel Grant gave a legal interpretation of the effects of this ordinance.

A motion to override the Mayor's veto of this ordinance was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

No: Councilman Rice.

The City Clerk: The Mayor's veto of this ordinance is overridden. This ordinance will be advertised according to law.

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A motion to consider Resolutions 7-R-t (A.S.) and 7-R-bg (A.S.) was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-t.
(A.S.)

Resolution designating February as "Love Newark - Keep It Clean Month."

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bg.
(A.S.)

Resolution accepting bid of Jose Lopez, for purchase of property shown on annexed Exhibit "A", for sum of \$280,100. provided a Court of competent jurisdiction authorizes for the City to make such conveyance. (18-20 Columbia Street, Block 167, Lot 31 and 29 Columbia Street, Block 866, Lot 25).

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to consider Resolution 7-R-t, January 6, 1988 was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Resolution recognizing and commending the St. Benedict's Soccer Team for its outstanding achievements during the 1987-1988 school year.

At this time, Councilman Harris assumed the seat as Temporary President.

Temporary President Harris, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to the members of the St. Benedict's Soccer Team.

Mr. Rick Jacobs, on behalf of the Members of the St. Benedict's Soccer Team, thanked the Members of the Municipal for this honor.

BOARD OF ADJUSTMENT APPEAL.

4-A-1.

The City Clerk read **In the matter of application of Celestino Garcia, Applicant and Owner, to permit in a 2nd Industrial District the establishment of a Body and Fender Shop and Spray Painting at premises 175-181 South Street (45-51 Dawson Street).**

(Copy of transcript submitted to each Member of the Council)

(26 Appellants)

(Board of Adjustment hearing held August 26, and October 28, 1987.)

(Transcripts filed January 7, 1988.)

The Board of Adjustment at its regular meeting held August 6, 1987 postponed the hearing to October 28, 1987.

The Board of Adjustment at its regular meeting held October 28, 1987, approved the application by 7 ayes and 0 nays.

An appeal in this matter was filed in the Office of the City Clerk on November 4, 1987 by Gustavo J. Perez, attorney for 26 Appellants.

The transcripts in connection with this matter was received January 7, 1988, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On January 7, 1988, the City Clerk notified the applicant, the appellant's attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting January 20, 1988, at 8:00 P. M., in the Council Chamber, Second Floor, City Hall, Newark.

Temporary President Harris stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the matter of application of Celestino Garcia, Applicant and Owner, to permit in a 2nd Industrial District the establishment of a Body and Fender Shop and Spray Painting at premises 175-181 South Street (45-51 Dawson Street). We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and the place for the appeal to commence.

City Clerk Marasco stated the following:

"Mr. President, the attorney for the appellants has submitted a letter asking for a deferment on this matter until the next regularly scheduled meeting of the Municipal Council to be held February 3, 1988 at 1:00 P. M. because he has another meeting scheduled for January 20, 1988."

A motion to defer action on the application was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: Councilmen Payne, Rice, President Martinez.

A motion to consider Resolution 7-R-v (A.S.) at this time was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: Councilmen Payne, Rice, President Martinez.

7-R-v.
(A.S.)

Resolution recognizing and commending the team members, coaches and cheerleading advisors of the 1987 North Ward Scorpions.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: Councilmen Payne, Rice, President Martinez.

Councilman Carrino read and presented, on behalf of the Members of the Municipal Council, suitably inscribed resolutions to the team members, coaches and cheerleading advisors.

Jerome Singleton and Larry Marrotte, on behalf of the team members, coaches and cheerleading advisors of the North Ward Scorpions, thanked the Municipal Council for presenting them with this honor.

A motion to consider Resolution 7-R-r at this time was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: Councilman Rice, President Martinez.

7-R-r.

Resolution recognizing and commending various teachers of the Newark Public School System for their outstanding commitment in promoting educational excellence among Newark's Public School students.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: Councilman Rice, President Martinez.

Ms. Verna Butler, on behalf of the recipients of this resolution, thanked the Members of the Municipal Council for the presentation of this resolution.

A motion to consider Resolution 7-R-be (A.S.) was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

7-R-be.

Resolution recognizing and commending the Newark Housing Authority Board of Commissioners for providing numerous improvements to the overall management operations of the Newark Housing Authority.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker.

Councilman Branch withdrew his motion. Councilman Tucker withdrew his second to the motion.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Not Voting: Councilman Carrino.

Absent During Roll Call: Councilman Rice.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to the members of the Board of Commissioners.

Ms. Ida Clark, on behalf of the Members of the Board of Commissioners, thanked the Members of the Municipal Council for presenting them with this honor.

A motion to consider Resolution 7-R-y was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-y.

Resolution recognizing and commending Mr. Milton A. Buck, Executive Director of the Newark Housing Authority for providing numerous improvements to the Newark Housing Authority.

A motion to table the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Tucker stated the following for the record "On December 22, 1987, the Newark Municipal Council passed a resolution commending Milton Buck. This was approved by the Council on December 22nd. On September 16, Resolution 7-R-bk was submitted by my colleague George Branch, commending various corporations, but also included Milton Buck. On May 6, 1987, there was a resolution introduced by my colleague George Branch, commending the Housing Authority and Milton Buck. On March 4, 1987, there was a resolution introduced by my colleague, George Branch commending Milton A. Buck and also Isaac Thomas. On December 18, 1986, there was a resolution by my colleague commending Milton Buck. On December 18, 1985, there was a resolution introduced by George Branch commending Milton Buck. What I'm saying to you is that it really gets to the point, where you have to wonder what is happening within a period of approximately two or three years. We have five resolutions commending the same person. Also during that time, we've had major criticisms in regard to HUD. Quite frankly, I'm very happy that HUD has finally got to the point where they can find something of worth at the Housing Authority. I'm not sure whether that is the Board of Commissioners or whether that is, in fact, the Executive Director. So I would just like to say that I'm glad we saw fit to table this because it gets to the point where you get five resolutions within a period of approximately two and a half years and you wonder whether in fact we're really commending somebody."

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read **An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.**

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference February 2, 1988 was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-b.

The City Clerk read **An ordinance amending 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.**

(Deleting: Blanchard Street, both sides, beginning 2180 feet north of the northerly curblin of Raymond Boulevard to its terminus.

Adding: Blanchard Street, both sides, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-c.

The City Clerk read **An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Irvine Turner Boulevard as a one-way Street.**

(Irvine Turner Boulevard: Southbound, from Clinton Avenue to West Runyon Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-d.

The City Clerk read **An ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Elm Street.**
 (Elm Street: From McCarter Highway to Mulberry Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-e.

The City Clerk read **An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turn prohibitions on Clay Street at McCarter Highway.**
 (East on Clay Street to north on McCarter Highway, 6:00 A.M. to 9:30 A. M. and 3:30 P. M. to 6:00 P.M., Monday through Friday)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-f.

The City Clerk read **An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Bleeker Street as a one-way street.**
 (Bleeker Street; eastbound, from Summit Street to Dr. Martin Luther King, Jr. Boulevard)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-g.

The City Clerk read **An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Summit Street as a one-way street.**
 (Summit Street, southbound, from Central Avenue to Bleeker Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-h.

The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Pearl Street as a one-way street.**

(Pearl Street, eastbound, from Halsey Street to Chapel Court)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-i.

The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Chapel Court as a one-way street.**

(Chapel Court, northbound, from Pearl Street to William Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-j.

The City Clerk read **An ordinance to amend and supplement Title 8, Business and Occupations, Chapter 8, Junk and Scrap Metal, Article 1, Junk Shops, Junkyards and Metal Processing Facilities, Sections 2, Definitions, and Section 3, Qualifications of Applicant, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require drum storage yards to be regulated by this ordinance and to install sanitary drains and to require an impervious surface at the site.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 3, 1988.

6-F-k.

The City Clerk read **An ordinance to amend Title 25, Chapter 4, Section 20 (Resumption after discontinuance of service for nonpayment of bill; charges and payments required) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 3, 1988.

January 20, 1988

6-F-l.

The City Clerk read **An ordinance amending Section 23:5-14, Parking by Permit Only in Designated Areas, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, establishing a parking by permit only area on Cedar Street, from Broad Street to Halsey Street, south side of Cedar Street only.**

(Approval not required by Department of Transportation, Division of Traffic Engineering.)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 3, 1988.

A motion to consider Item 8-t (A.S.) on Ordinances on First Reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

No: Councilman Harris.

6-F-m.
(A.S.)

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor, (6-S & F-e) adopted May 16, 1979, as amended. (To adjust the salary of Director, Department of General Services.)**

(Director, Department 1/1/87 \$58,096.47 - \$58,096.47

of General Services 1/1/88 62,163.22 - 62,163.22)

(Additional 2% increase for 1987 and 7% for 1988 to be in agreement with other Directors. Not represented by any bargaining agent. Fiscal Impact 1987 - \$3,800.70; 1988 - \$4,066.75.)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

No: Councilman Harris.

President Martinez: The yeses are eight and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 3, 1988.

A motion to consider Item 8-v (A.S.) on Ordinances on First Reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-n.
(A.S.)

The City Clerk read **An ordinance to amend Title 27, Zoning, Chapter 8, Certificate of Occupancy Required for the Sale, Transfer, Conveyance of Residential Property, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by amending the effective date of said ordinance to August 1, 1988).**

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 3, 1988.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Clinton Avenue Fabyan Place South 18th Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-5, No Turn On Red of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto the following:

Intersection

Clinton Avenue - Fabyan Place - South 18th Street

Right Turn on Red Prohibition

All Right Turns

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for her approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to regulate burglar and robbery alarm systems and devices in the City of Newark.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 17, Chapter 3A of the Revised Ordinance of the City of Newark, New Jersey, 1966, is hereby amended to read as follows:

Chapter 3A - BURGLAR AND ROBBERY ALARMS**17:3A-1 Purpose**

The purpose of this ordinance is to reduce unnecessary noise and to reduce unnecessary Police responses caused by the use of burglar alarm and robbery alarm systems by regulating the duration of the sound of the alarm, by preventing unnecessary false alarms and by requiring that such alarms be disconnected promptly when they are malfunctioning

17:3A-2 Definitions

- (a) **Alarm System** - any equipment of whatever nature or kind, designed or constructed to signal the occurrence of any entry or other activity requiring urgent attention and to which police or other authorized personnel may be required to respond.
- (b) **Lease Line System** - an alarm system which provides direct connection by a telephone lease line from a specific location to an alarm panel or alarm register with a visible or audible signal.
- (c) **Tape Dialer System** - an alarm system which automatically selects a telephone trunk line and then reproduces a prerecorded message to a special telephone device rather than to the alarm panel or alarm register.
- (d) **Telephone Call System** - an alarm system which automatically alerts a person, beyond the limits of the property served, who is engaged in the business of relaying information by telephone to the Police Department or reacting independently of the Police Department.
- (e) **Alarm User** - a person, firm, partnership, association, corporation, company or organization of any kind in possession or control of any building, structure or facility where an alarm system is maintained.
- (f) **Burglar Alarm System** - an alarm system signalling an entry or attempted entry into an area protected by the system.
- (g) **Chief of Police** - the Chief of Police of the Police Department of the City of Newark or his designated representative.
- (h) **False Alarm** - an alarm signal eliciting response by police when a situation requiring a response by the police does not, in fact, exist. Excluded are alarm signals caused by violent conditions of nature, or other extra-ordinary circumstances not reasonably subject to control by the alarm business operator or alarm user or owner that is not related to alarm maintenance.
- (i) **Robbery Alarm System** - an alarm system signaling a robbery or attempted robbery of an area protected by the system.

17:3A-3 Duration of Alarm

No burglar alarm or robbery alarm system or device shall be maintained and allowed to emit a sound from any building which does not deactivate within twenty minutes after being activated, nor shall it be allowed to emit sound intermittently for any period in excess of a total of twenty minutes after being activated.

For the first occurrence, the law enforcement officer shall notify the alarm user in writing that his alarm did not deactivate after 20 minutes. For the second occurrence, the law enforcement officer shall notify the alarm user in writing that he is in violation of this section. Upon a third occurrence of a burglar alarm or robbery alarm emitting sound for over twenty minutes, the owner or alarm user shall receive a summons and complaint for a violation of this section.

In addition, upon a second violation of this section the alarm user shall be required to submit to the law enforcement officer, within seventy-two hours, evidence that he has taken the necessary steps to correct the system and comply with this section.

17:3A-4 Type of Sound

An alarm may utilize a bell, horn or other noise making instrument located upon the property where the device is installed.

17:3A-5 False Alarms

In the event within one year of a second burglar alarm or robbery alarm emitting a sound or message resulting in a response by law enforcement officers when a situation requiring a response by a law enforcement officer does not in fact exist, the alarm user shall be notified by the law enforcement officer to complete a written report to the law enforcement officer setting forth the cause of the false alarm if known; the corrective action taken; whether the alarm system has been inspected by an alarm service company; and such other information as the law enforcement officer may reasonably require. The alarm user's failure to return this report shall be a violation of this section of the ordinance.

It shall be a violation of this section of the Ordinance for the alarm user to allow three false alarms within twelve months.

17:3A-6 Telephone Line Connections

No Tape Dialer System or Lease Line System shall be connected to any police telephone line without the express permission of the Chief of Police of the City of Newark and without complying with the regulations promulgated by his office.

17:3A-7 Registration

The user or owner of any burglar or robbery alarm system or device at any premises in the City of Newark shall provide to the Chief of Police of the City of Newark the names and telephone numbers of a least three persons who can respond to the premises where the alarm occurred at any time with the keys to the premises and the alarm system; and, with sufficient information to identify the type of alarm system, the location of the alarm system and the location of any other defensive system on the premises as well as any other information required by the chief of police as described in the Police Department regulations.

17:3A-8 Permits

Upon complying with the registration requirement of this Chapter, a permit shall be issued to the user or owner by the Division of Licenses for the alarm system for each property, building or other facility and no permit shall be transferred or assigned.

An annual fee of \$20.00 shall be charged for each permit.

It shall be a violation of this chapter to install or use a burglar or robbery alarm system without a permit issued pursuant to this section.

17:3A-9 Revocation of Permit

Any permits issued pursuant to this ordinance may be revoked or suspended by the Director of the Division of Licenses after a hearing for good cause shown.

17:3A-10 Appeals

Any person aggrieved by the action of the Director of the Division of Licenses in respect to the operation of any alarm equipment.

shall have the right to appeal to the Business Administrator of the City of Newark. The appeal shall be taken by filing with the Administrator within 14 days, after the notice of the action complained of has been mailed to the person's last known address, a written statement setting forth fully the grounds for appeal. The Administrator shall set a time and place for a hearing of the appeal, and notice of the hearing shall be given to the appellant by certified mail to his last known address at least 5 days prior to the date set for hearing. The decision of the Director shall be affirmed, modified or reversed, and the reasons therefore shall be set forth in a decision that shall be sent to the appellant.

17:3A-11 Issuance of Regulations

The Chief of Police is authorized and empowered to issue such regulations as he may deem reasonably necessary to carry out the purpose of this Chapter, insure the proper function of private alarm systems, and provide for the safety and convenience of the police, other responding emergency units, and the public. Such regulations shall be in writing and shall be given to each registrant at the time of the acceptance of his registration or at the time of the amendment thereof. It shall be a violation of this chapter to violate the regulations of the Police Chief.

17:3A-12 Disclaimer

Neither the City of Newark nor its agents or employees assume any obligation whatsoever concerning the adequacy, operation or maintenance of any private alarm system. Neither the City nor its agents or employees assume any liability whatsoever for any failure of any private alarm system, failure to respond to any such alarm system, or for any act of omission or commission relating to any such alarm system.

17:3A-13 Penalty

Any person found to be violating any of the provisions of this chapter shall, upon conviction thereof, be subject to a fine not to exceed ONE THOUSAND DOLLARS (\$1,000.00) or by imprisonment for a term not to exceed 90 days or both.

For a first offense there shall be a minimum fine of \$25.00 and for a second offense there shall be a minimum fine of \$50.00.

SECTION 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. ROBERT BENTON, 20 MAJOR DRIVE, LIVINGSTON, NEW JERSEY, addressed the Municipal Council urging them to reconsider the action by exempting "new installations" for some period of time from the false alarm provisions. In addition, the speaker indicated he would like to see included in the ordinance, specific wording to exclude false alarms caused by telephone line problems.

A lengthy discussion was held by the Members of the Municipal Council.

President Martinez directed the City Clerk to forward verbatim transcript of remarks made by Mr. Benton to Police Director Greenleaf requesting him to review said comments and report back to this office on any recommendations which he may have pertaining to this matter.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987 on property owned by First Corinthian Baptist Church and located at 470-474 - 18th Avenue, Block 313, Lot 10, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, First Corinthian Baptist Church is a New Jersey corporation; organized under Title 15A of the New Jersey Statutes, as a nonprofit corporation, organized exclusively for religious purposes; and

WHEREAS, First Corinthian Baptist Church, purchased property located at 470-474 - 18th Avenue, Block 313, Lot 10 on September 24, 1976; and

WHEREAS, said premises located at 470-474 18th Avenue have been used from the date of acquisition exclusively for religious purposes; and

WHEREAS, the aforesaid property has at all times been entitled to an exemption from payment of real property taxes;

WHEREAS, First Corinthian Baptist Church represents that it inadvertently failed to file a claim for continued tax exemption; and

WHEREAS, the Tax Assessor did not grant tax exempt status to said corporation for years 1986 and 1987 due to the failure of said corporation to file a continuing statement; and

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WHEREAS, there is due and owing taxes in the amount of \$29,739.94, plus applicable fees and interest for year 1986 and there is due and owing taxes in the amount of \$30,736.68, plus applicable fees and interest for year 1987.

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why at timely claim was not filed, return all taxes collected on properties owned by one or more associations or corporations organized exclusively for the purposes as set forth in N.J.S.A. 54:4-36, which would have been exempt had a timely claim been made therefore.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT;

1. By copy of this Ordinance, the Tax Assessor of the City of Newark, be and he is hereby authorized to remove the tax assessment for years 1986 and 1987 on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. The Tax Collector of the City of Newark cancel taxes in the total amount of \$60,476.62 plus applicable fees and interest for the years 1986 and 1987 on the property noted above, owned by First Corinthian Baptist Church pursuant to the provisions of N.J.S.A. 54:4-3.6c.

3. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Supervising Field Representative, Disease Control in the Department of Health and Human Services).

(Title created in Department of Health and Human Services due to reclassification by New Jersey Department of Personnel. Title represented by Newark Council #21, Civil Service Association. Salary remains the same)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the title as follows, to wit:

POSITION

Supervising Field Representative,	1	8/20/87	\$24,421.68 - \$29,382.97
Disease Control		1/1/88	25,642.76 - 30,852.12
5658 (35 Hrs.)			

SECTION 2. The establishment of the hereinabove position title shall be effective as of August 20, 1987.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the state of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title Office Supervisor in the Department of Police).

(Title created to comply with reclassification by New Jersey Department of Personnel. Represented by Newark Council #21, Civil Service Association. Title will not be filled but is necessary so that longevity payments can be paid)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Police (NonUniformed) and establishing salaries therefor," (6S&Fk) adopted May 4, 1977, as amended and supplemented be supplemented to create the title, as follows, to wit:

POSITION

Office Supervisor	1/1/87	\$32,250.71 - \$38,899.25
(40 Hrs.)	1/1/88	33,863.25 - 40,844.21
4870		

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control and establishing salaries therefor," (6-S & F-ba) adopted July 16, 1986 as amended and supplemented (To create the titles of Senior Accounting Procedures Analyst and Representative, Rent Regulation and to abolish the titles of Senior Accountant, Thirty-seven and One-half Hours and Field Representative, Rent Control Board in the Department of Land Use Control).

(Creating titles in Department of Land Use Control to properly classify duties and abolishing old titles. Represented by Newark Council #21, Civil Service Association. No change in salaries.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control and establishing salaries therefor, (6S&FBA) adopted July 16, 1986, as amended and supplemented be amended to create the titles as follows, to wit:

POSITION

Senior Accounting Procedures Analyst			
3170 (35 Hrs.)	1	1/1/88	\$21,442.48 - \$25,761.57
Representative, Rent Regulation			
5682 (35 Hrs.)	1	1/1/88	18,203.55 - 21,442.48

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles, as follows, to wit:

POSITION

Senior Accountant			
A525 (37½ Hrs.)	1	1/1/88	\$22,276.41 - \$26,781.17
Field Representative			
Rent Control Board	1	1/1/88	18,203.55 - 21,442.48
A525 (35 Hrs.)			

SECTION 3. The titles hereinabove created shall become effective on January 1, 1988

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the state of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-d adopted January 15, 1986, "Ordinance ratifying and authorizing the execution of a lease between Newark Beth Israel Medical Center, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 120 Lyons Avenue, Block 3696, Lot 50, for the sum of \$5,416.65, for a period of five (5) months" by extending same from October 1, 1985 to December 31, 1985 and authorizing additional payment of \$3,249.99.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, on January 15, 1986 through Ordinance #6S&FD the Municipal Council of the City of Newark ratified a Lease Agreement between the City of Newark, Tenant, and Newark Beth Israel Medical Center, Landlord, for the premises commonly known as 120 Lyons Avenue, Block 3696, Lot 50, for the period beginning May 1, 1985 and ending September 30, 1985 for the sum of \$5,416.65; and

WHEREAS, the City of Newark wishes to amend said Ordinance to extend the Lease Agreement from May 1, 1985 through December 31, 1985 and increase said payment by \$3,249.99.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. That Section 2 of Ordinance #6S&FD be amended as follows:

"The City of Newark shall, as consideration for said Lease Agreement, pay the owner the additional sum of \$3,249.99 in full for the term of this lease beginning May 1, 1985 and ending December 31, 1985."

Section 2. This Ordinance shall take effect upon final passage and publication and in accordance with laws of the State of New Jersey.

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Section 3. Any existing Ordinance or part thereof inconsistent with this Ordinance is hereby repealed.

Section 4. A copy of the amended Lease Agreement is attached hereto and made a part hereof.

Section 5. A copy of the amended Lease Agreement and Ordinance will be filed in the Office of the City Clerk by the Business Administrator.

Section 6. The execution of this Ordinance and Lease Agreement is contingent upon the appropriation of funds for the purpose set forth hereinabove and the Certification of the Municipal Comptroller that there exists such sufficient legally appropriated funds. This Lease Agreement shall not be executed and no funds shall be expended unless and until funds are appropriated and copies of the certification are filed with the Office of the City Clerk and the Corporation Counsel.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Collector of Delinquent Accounts in the Department of Finance).

(Title change in Department of Finance to properly classify duties and responsibilities of one employee. Represented by Newark Council #21, Civil Service Association. No change in salary)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 2 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Ph) adopted May 4, 1977, as amended and supplemented be amended to create the title , as follows, to wit:

POSITION

Collector of Delinquent Accounts			
1288 (35 Hrs.)	1	1/1/88	\$21,513.12 - \$25,825.82

SECTION 2. The establishment of the hereinabove position title shall be effective as of January 1, 1988.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancelling of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987 on property owned by Grace Apostolic Church of Christ, Inc., located at 22-26 Smith Street, Block 4201, Lot 57, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Grace Apostolic Church of Christ, Inc., is a New Jersey corporation; organized under Title 15A of the New Jersey Statutes, as a nonprofit corporation, organized exclusively for religious purposes; and

WHEREAS, Grace Apostolic Church of Christ, Inc., purchased property located at 22-26 Smith Street, Block 4201, Lot 57 on February 7, 1987; and

WHEREAS, said premises located at 22-26 Smith Street have been used from the date of acquisition exclusively for religious purposes; and

WHEREAS, the aforesaid property has at all times been entitled to an exemption from payment of real property taxes;

WHEREAS, Grace Apostolic Church of Christ, Inc., represents that it inadvertently failed to file a claim for continued tax exemption; and

WHEREAS, the Tax Assessor did not grant tax exempt status to said corporation for years 1986 and 1987 due to the failure of said corporation to file a continuing statement; and

WHEREAS, there is due and owing taxes in the amount of \$590.18 plus applicable fees and interest for year 1986 and there is due and owing taxes in the amount of \$609.96 plus applicable fees and interest for year 1987.

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why at timely claim was not filed, return all taxes collected on properties owned by one or more associations or corporations organized exclusively for the purposes as set forth in N.J.S.A. 54:4-36, which would have been exempt had a timely claim been made therefore.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. By copy of this Ordinance, the Tax Assessor of the City of Newark, be and he is hereby authorized to remove the tax assessment for years 1986 and 1987 on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. The Tax Collector of the City of Newark cancel taxes in the total amount of \$1,200.14 plus applicable fees and interest for the years on the property noted above, owned by Grace Apostolic Church of Christ, Inc., pursuant to the provisions of N.J.S.A. 54:4-3.6c.

3. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of Taxes, Interest and Penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987 on property owned by the Zion United Church of Christ, located at 13-15 Alexander Street, Block 4060, Lot 80, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, The Zion United Church of Christ is a New Jersey corporation; organized under Title 15A of the New Jersey Statutes, as a nonprofit corporation, organized exclusively for religious purposes; and

WHEREAS, The Zion United Church of Christ, is the owner of property located at 13-15 Alexander Street, Block 4060, Lot 80; and

WHEREAS, said premises located at 13-15 Alexander Street have been used from the date of acquisition exclusively for religious purposes; and

WHEREAS, the aforesaid property has at all times been entitled to an exemption from payment of real property taxes;

WHEREAS, The Zion United Church of Christ represents that it inadvertently failed to file a claim for continued tax exemption; and

WHEREAS, the Tax Assessor did not grant tax exempt status to said corporation for years 1986 and 1987 due to the failure of said corporation to file a continuing statement; and

WHEREAS, there is due and owing taxes in the amount of \$2,006.22, plus applicable fees and interest for year 1986 and there is due and owing taxes in the amount of \$1,776.84, plus applicable fees and interest for year 1987.

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why at timely claim was not filed, return all taxes collected on properties owned by one or more associations or corporations organized exclusively for the purposes as set forth in N.J.S.A. 54:4-36, which would have been exempt had a timely claim been made therefore.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT;

1. By copy of this Ordinance, the Tax Assessor of the City of Newark, be and he is hereby authorized to remove the tax assessment for years 1986 and 1987 on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. The Tax Collector of the City of Newark cancel taxes in the total amount of \$3,783.06 plus applicable fees and interest for the years 1986 and 1987 on the property noted above, owned by the Zion United Church of Christ pursuant to the provisions of N.J.S.A. 54:4-3.6c.

3. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of Taxes, Interest and Penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987 on property owned by Hopewell Baptist Church, located at 797-799 Dr. Martin Luther King, Jr. Blvd., Block 2588, Lot 12,, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Hopewell Baptist Church of Christ is a New Jersey corporation; organized under Title 15A of the New Jersey Statutes, as a nonprofit corporation, organized exclusively for religious purposes; and

WHEREAS, Hopewell Baptist Church, is the owner of property located at 797-799 Dr. Martin Luther King Blvd., Block 2588, Lot 12; and

WHEREAS, said premises located at 797-799 Dr. Martin Luther King Blvd. have been used from the date of acquisition exclusively for religious purposes; and

WHEREAS, the aforesaid property has at all times been entitled to an exemption from payment of real property taxes;

WHEREAS, Hopewell Baptist Church represents that it inadvertently failed to file a claim for continued tax exemption; and

WHEREAS, the Tax Assessor did not grant tax exempt status to said corporation for years 1986 and 1987 due to the failure of said corporation to file a continuing statement; and

WHEREAS, there is due and owing taxes in the amount of \$1,062.64, plus applicable fees and interest for year 1986 and there is due and owing taxes in the amount of \$981.24, plus applicable fees and interest for year 1987.

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why at timely claim was not filed, return all taxes collected on properties owned by one or more associations or corporations organized exclusively for the purposes as set forth in N.J.S.A. 54:4-36, which would have been exempt had a timely claim been made therefore.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT;

1. By copy of this Ordinance, the Tax Assessor of the City of Newark, be and he is hereby authorized to remove the tax assessment for years 1986 and 1987 on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. The Tax Collector of the City of Newark cancel taxes in the total amount of \$2,043.88 plus applicable fees and interest for the years 1986 and 1987 on the property noted above, owned by the Hopewell Baptist Church pursuant to the provisions of N.J.S.A. 54:4-3.6c.

3. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Councilman Rice, through the Chair, directed the City Clerk to communicate with Corporation Counsel Grant and Tax Assessor Frisina requesting that all future legislation pertaining to cancellation of taxes for churches include certification from Tax Assessor's Office indicating that property in question is being utilized for religious purposes; further, requesting a report from Tax Assessor Frisina identifying those religious institutions which have consistently failed to file an application for tax exemption, thereby necessitating ordinance to cancel said taxes.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To adjust the salary for Aide to the Mayor).

(Creates a five step salary range for years 1987 and 1988; 7% increase for 1988)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977 as amended and supplemented be amended to adjust the salary for Aide to the Mayor as follows, to wit:

(a) Office of the Mayor

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Aide to the Mayor	1/1/87	\$ 48,307.04	\$ 58,096.52
0238	1/1/88	\$ 53,013.68	\$ 62,163.22

SECTION 2. The second paragraph of Section 2 of "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977 shall be amended to read as follows:

Every person hereafter appointed to any position herein created with the exception of the position titles of Aide to the Mayor, Mayor's Aide I, Mayor's Aide II and Mayor's Aide III shall receive for the first year of service the minimum salary established for such position, and in addition thereto for each year of service thereafter receive an increment until such person shall have attained the maximum salary established for such position; provided, however, that any person appointed on or after September 1st in any year shall not receive his first increment until the second January 1st following the date of appointment.

SECTION 3. The hereinabove noted position title of Aide to The Mayor, is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in said position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-f, adopted February 17, 1971, as amended by Ordinance 6-S & F-a, adopted January 16, 1980, entitled "An ordinance enacting within the City of Newark, New Jersey, a 15% parking tax on fees for parking, garaging, or storing of motor vehicles in accordance with Title 54 of the Revised Statutes of the State of New Jersey," to extend said ordinance.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Municipal Council of the City of Newark by Ordinance 6S&FF adopted February 17, 1971, as amended by Ordinance 6S&FA adopted January 16, 1980, enacted a 15% Parking Tax on fees for parking, garaging, or storing of Motor Vehicles in the City of Newark in accordance with the Title 54 of the Revised Statutes of the State of New Jersey, and

WHEREAS, the Senate and the General Assembly of the State of New Jersey has amended N.J.S.A. 40:48C-8 so as to provide that the tax on fees for parking, garaging or storing of Motor Vehicles levied in accordance with that Chapter is extended to permit the collection of said tax for parking services rendered.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. Section 6 of Ordinance 6S&FF adopted February 17, 1971, as amended by Ordinance 6S&FA adopted January 16, 1980, entitled "AN ORDINANCE ENACTING WITHIN THE CITY OF NEWARK, NEW JERSEY, A 15% PARKING TAX ON FEES FOR PARKING, GARAGING OR STORING OF MOTOR VEHICLES IN ACCORDANCE WITH TITLE 54 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY," be and is hereby amended to read as follows:

a. This Ordinance shall be deemed effective as of January 1, 1988.

b. This Ordinance shall have no force or effect unless and until enabling legislation has been adopted into law by the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance imposing a tax on Employer Payrolls in the City of Newark, "Ordinance 6-S & F-m, January 4, 1978, as amended by Ordinance 6-S & F-k, January 3, 1979, as amended by Ordinance 6-S & F-b, adopted January 16, 1980, as amended by Ordinance 6-S & F-k, February 17, 1982, as amended by Ordinance 6-S & F-i, March 16, 1983 as amended by Ordinance 6-S & F-b, December 18, 1985 to impose a rate of three quarters percent (.75) effective January 1, 1988."

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title Ten, Chapter Six, Section Three of the Revised Ordinances of the City of Newark (1966) as amended and supplemented be and hereby is further amended in its entirety to read as follows:

10:6-3 Tax Imposed

There is hereby imposed on every employer a tax equal to 3/4 of 1% of his payroll, on all payrolls related to services performed beginning January 1, 1988.

Section 2. Any prior Ordinance or part thereof which is inconsistent with this Ordinance is hereby repealed.

Section 3. This Ordinance shall take effect on January 1, 1988, after final passage and publication as required by law.

Section 4. This Ordinance shall have no force or effect unless and until enabling legislation has been adopted into law by the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance; further, directing the City Clerk to invite Business Administrator Monteilh and Messrs. Faccone and Huss of Samuel Klein and Company to meet with the Council at their pre-meeting conference February 2, 1988 was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 10, Finance and Taxation, Chapter 13 "Procedures for Application, Approval and Administration of Tax Abatement Agreements" of the Revised Ordinances of the City of Newark, 1966 as amended and supplemented, (By establishing an annual escalator for all projects and annual administrative fee).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 5. Agreements; Form and Execution, subparagraph B. Title 10, Chapter 13 "Procedures for Application, Approval and Administration of Tax Abatement Agreement" be and is hereby amended and supplemented to read as follows:

5. AGREEMENTS; FORM AND EXECUTION:

b. Annual Adjustment: The annual service charge for projects with an annual service charge based on total project cost and annual gross revenues shall be increased in each year of the period by the amount determined as follows: For each year following the first year of the period, there shall be added the amount calculated as the result of multiplying the annual service charge of the previous year by the percentage that the total tax levy of the municipality for that year has increased over the tax levy of the municipality for the previous year. For purposes of this section "total tax levy" means the total amount of property tax levied for municipal, school and county purposes, as shown in the Table of Aggregates prepared pursuant to R.S. 54:4-52. In any year in which there is no increase in the tax levy, the amount to be added for this purpose shall be zero.

Section 2. Section 7. Administration of Agreements after Construction, subparagraph A. Title 10, Chapter 13 "Procedures for Application, Approval and Administration of Tax Abatement Agreement" be and is hereby amended and supplemented to read as follows:

In addition to the payment of the annual service charge all owner-occupants shall be required to pay an annual administrative fee to the City. This condition shall be included in all deeds to such purchases. The annual administrative fee shall be 2.5% of the annual service charge payable and due on or before December 31st of each year. In the event that the owner-occupant fails to pay the annual administrative fee it shall be grounds for the Corporation Counsel to take the necessary steps to terminate owner-occupant's tax abatement.

Section 3. All prior ordinances or parts of prior ordinances inconsistent herewith are hereby repealed.

Section 4. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the ordinance as advertised; further amending Section 1 of the ordinance by changing Section 1 to read "An ordinance amending and supplementing Title 10 of the Revised Ordinances of the City of Newark, 1966, Finance and Taxation, Chapter 11, Tax Exemptions and Abatements for Commercial and Industrial Improvements and Projects and additionally embracing procedures for application, approval and administration of tax abatement agreements and amending Section 2, Section 7, Administration of agreements after Construction, subparagraph A, by changing Chapter 13 to Chapter 11" was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

City Clerk: The public hearing on this amendment will be held on February 3, 1988, at 1:00 P. M., in the Council Chamber, second floor, City Hall.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987 on property owned by the Victory Temple National Holiness Church, located at 100-112 Clinton Avenue, Block 2820, Lots 1, 4, 6, 13, 14 & 16, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Victory Temple National Holiness Church is a New Jersey corporation; organized under. Title 15A of the New Jersey Statutes, as a nonprofit corporation, organized exclusively for religious purposes; and

WHEREAS, Victory Temple National Holiness Church, is the owner of property located at 100-112 Clinton Avenue, Block 2820, Lot 1,4,6,13, 14, 16; and

WHEREAS, said premises located at 100-112 Clinton Avenue have been used from, the date of acquisition exclusively for religious purposes; and

WHEREAS, the aforesaid property has at all times been entitled to an exemption from payment of real property taxes;

WHEREAS, Victory Temple National Holiness Church, represents that it inadvertantly failed to file a claim for continued tax exemption; and

WHEREAS, THE Tax Assessor did not grant tax exempt status to said corporation for year 1986 on Lots 1,4,6,14 and 16 due to the failure of said corporation to file a continuing statement; and did not grant tax exempt status to said corporation for years 1986 and 1987 on Lot 13.

WHEREAS, there is due and owing taxes, plus applicable fees and interest for year 1986 on the following lots:

Lot 1	=	\$2,950.90
Lot 4	=	\$6,889.71
Lot 6	=	\$11,598.32
Lot 13	=	\$218.11
Lot 14	=	\$218.11
Lot 16	=	\$731.31

January 20, 1988

and Whereas, there is due and owing taxes, plus applicable fees and interest for year 1987 on Lot 13 in the sum of \$225.42.

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why at timely claim was not filed, return all taxes collected on properties owned by one or more associations or corporations organized exclusively for the purposes as set forth in N.J.S.A. 54:4-36, which would have been exempt had a timely claim been made therefore.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT;

1. By copy of this Ordinance, the Tax Assessor of the City of Newark, be and he is hereby authorized to remove the tax assessment for year 1986 on the properties listed above located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. By copy of this Ordinance, the Tax Assessor of the City of Newark, be and he is hereby authorized to remove the tax assessment on Block 2820, Lot 13 for the year 1987.

3. The Tax Collector of the City of Newark cancel taxes in the total amount of \$22,606.46 plus applicable fees and interest for the year 1986 on the properties noted above, owned by the Victory Temple National Holiness owned by the Victory Temple National Holiness Church pursuant to the provisions of N.J.S.A. 54:4-3.6c.

4. The Tax Collector of the City of Newark cancel taxes in the total of \$225.42 plus applicable fees and interest for year 1987 on Block 2820 Lot 13 owned by Victory Temple National Holiness Church pursuant to the provisions of N.J.S.A. 54:4-3-3.6.

5. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend Title 15, Housing, Chapter 11, Non-Residential Property Maintenance Code, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To prohibit the use of solid roll-up security gates in certain designated areas).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Monteilh, Director of Engineering Zach, and President Schoon, Greater Newark Chamber of Commerce met with the Council December 22, 1987)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES FOR RECONSIDERATION.

President Martinez called for ordinances for reconsideration.

6-S & F-r.

The City Clerk read **An ordinance amending Title 14, Chapter 2, Section 2 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented by adding a Paragraph (d) requiring anyone convicted of engaging in prostitution to undergo testing for Acquired Immune Deficiency Syndrome.**

(Ordinance vetoed by the Mayor January 15, 1988)

(For action on this ordinance, see pages 1 through 3 in the minutes of this meeting.)

A motion to consider Resolution 7-R-u (A.S.) at this time was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Tucker.

7-R-u.
(A.S.)

Resolution recognizing and commending the State of New Jersey Department of Corrections for its efforts to help clean up vacant lots, clear streets of debris and remove snow from city streets and sidewalks.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Tucker.

HEARINGS OF CITIZENS.

6-HC-a.

MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to number of masonry party walls used for the new homes built in the City of Newark.

President Martinez directed the City Clerk to forward verbatim transcript of remarks made by Mrs. Roberson to Director of Engineering Zach for his attention and necessary action.

6-HC-b.

MS. THEODOCIA MORSE, 174 KEER AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to changing present voting procedures for Members of the Board of Education.

President Martinez directed the City Clerk to forward verbatim transcript of remarks made by Ms. Morse to the Corporation Counsel for his attention and necessary action.

6-HC-c.

MRS. HELEN H. POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY presented the Municipal Council petitions opposing the establishment of a half-way home at 344 Summer Avenue, Newark.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution authorizing Director of Engineering to execute Contract 87-19R, with Universal Gunit Co., Inc., 102 Welland Avenue, Irvington, New Jersey, lowest responsible bid submitted, for Repair of Municipal Manhole Frames and Covers, and Catch Basin Frames, Grates & Curb Pieces, for \$34,950.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed an additional \$8,400.; funds provided in 1987 budget.

(Copy of resolution and correspondences submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-b.

Resolution authorizing Director of Engineering to execute Contract 87-22, with Tish Incorporated, 240 Dukes Street, Kearny, New Jersey, lowest responsible bid submitted, for Pavement Replacement at Various Locations, for \$168,000.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed an additional \$8,400.; funds provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-c.

Resolution authorizing Director of Health and Human Services to accept funds in amount of \$182,000. from United States Department of Housing and Urban Development, for providing emergency shelter services to homeless individuals through renovation of homeless facilities and the provision of supportive services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

January 20, 1988

7-R-d.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with McCloud and Associates, Inc., 44 Stelton Road, Suite 105, Piscataway, New Jersey, lowest responsible quote received, for Individual Classroom Training for Dislocated Workers Training Program for 34 participants in two cycles, for sum not to exceed \$54,270., for period January 11, 1988 to June 3, 1988; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 111D.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-e.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Worldwide Educational Center, 374 Clifton Avenue, Clifton, New Jersey, lowest responsible quote received, for Employment and Training for Adults 55 and Older for 30 participants in two twelve week cycles, for sum not to exceed \$66,000., for period December 2, 1987 to June 30, 1988; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 3%.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-f.

Resolution ratifying and authorizing Business Administrator to enter into contract with Pentamation Enterprises, Inc., One Bethlehem Plaza, Bethlehem, Pennsylvania, only responsible bid received, for providing Maintenance on IBM 4341/2 Central Processing Unit, for sum not to exceed \$50,000., for period January 1, 1988 to December 31, 1988; funds to be encumbered in 1988 Operating Budget of Department of Administration, Division of Data Processing.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-g.

Resolution ratifying and authorizing Business Administrator to enter into contract with American Appraisal Associates, 256 Columbia Turnpike, Florham Park, New Jersey, lowest responsible bid determined, for providing a Fixed Assets Inventory, for sum not to exceed \$100,000., for period January 1, 1988 to December 31, 1988; funds to be encumbered in 1988 Operating Budget of Department of Engineering.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

January 20, 1988

7-R-h.

Resolution ratifying and authorizing Business Administrator to enter into contract with Newark Watershed Conservation and Development Corporation, to manage, plan and provide for the conservation and development of the Watershed Properties of the City of Newark in Morris, Passaic and Sussex Counties in the State of New Jersey, as more particularly described in said contract, for period January 1, 1988 to December 31, 1988; funds sufficient to support said Contract are currently available in the Pequannock Watershed Properties Dedicated Trust Fund and all other payments are pursuant to the terms specified within the contract. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-i.

Resolution approving determination of Central Planning Board that City Tax Block 17, Lot 1 (16-20 Park Place) specifically described in the Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq), as amended, pursuant to Executive Order PM870053, July 29, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-j.

Resolution amending Resolution 7-R-bq (A.S.), October 21, 1987, resolution authorizing Business Administrator to execute Bargain and Sale Deeds for properties sold at public auctions held September 28, 1987, September 29, 1987, September 30, 1987 and October 1, 1987, by correcting the name of one of the successful bidders from Leon H. Walker to Leon H. Waller, for property known as Block 576, Lot 4, 58 Wakeman Avenue.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-k.

Resolution recognizing and commending Mr. Louis E. Greenleaf, Director of the Newark Police Department, on the occasion of his being honored by The Safety Officers' Coalition at the Town and Campus in West Orange, New Jersey on January 15, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-l.

Resolution authorizing Director of Finance to issue check in amount of \$4,000. payable to Andrew & Janet Leopardo, deposit paid on prospective purchase of City-owned property at 29-31 Fourth Street, Block 1848, Lots 23, 24. (Former owners permitted to redeem property pursuant to Court Order)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-m.

Temporary emergency resolution appropriating \$3,500,000., Police and Firemen's Pension Fund of New Jersey; said funds shall be provided in 1988 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-n.

Temporary emergency resolution appropriating \$6,000,000., Department of Engineering, Division of Sanitation, Service By Contract or Agreement; said funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-o.

Resolution reappointing John M. Mavilla, as a Member of the Board of Adjustment, for period commencing February 1, 1988 and ending January 31, 1992.
(Mr. Mavilla met with the Council January 19, 1988.)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-p.

Resolution reappointing Daniel Webster, Sr., as a Member of the Board of Adjustment, for period commencing February 1, 1988 and ending January 31, 1992.
(Mr. Webster met with the Council January 19, 1988.)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-q.

Resolution recognizing and commending Mr. Joe Clark, principal of Eastside High School in Paterson, for his contributions in the field of Education within the City of Paterson, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-r.

Resolution recognizing and commending various teachers of the Newark Public School System for their outstanding commitment in promoting educational excellence among Newark's Public School students.

(For action on this resolution, see page 5 in the minutes of this meeting.)

7-R-s.
(A.S.)

Resolution recognizing and commending the Ironbound Boys' and Girls' Club on the occasion of its 48th anniversary reunion held January 15, 1988, at the Mediterranean Manor in Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- 7-R-t.
(A.S.) **Resolution designating February as "Love Newark - Keep It Clean Month."**
(For action on this resolution, see page 4 in the minutes of this meeting.)
- 7-R-u.
(A.S.) **Resolution recognizing and commending the State of New Jersey Department of Corrections for its efforts to help clean up vacant lots, clear streets of debris and remove snow from city streets and sidewalks.**
(For action on this resolution, see page 31 in the minutes of this meeting.)
- 7-R-v.
(A.S.) **Resolution recognizing and commending the team members, coaches and cheerleading advisors of the 1987 North Ward Scorpions.**
(For action on this resolution, see page 5 in the minutes of this meeting.)
- 7-R-w.
(A.S.) **Resolution recognizing and commending the Holy Name Society of Blessed Sacrament Church for sponsoring its first Annual Dr. Martin Luther King, Jr., Breakfast on Sunday, January 17, 1988.**
A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Carrino.
- 7-R-x.
(A.S.) **Resolution supporting the Central American Peace Plan and calling for end to U.S. support, both overt and covert, to the Contras and urging Federal Representatives to lend their full support to the Peace Progress; further encouraging all countries of Central America to implement its provisions fully and unconditionally in order to achieve a real and lasting peace.**
(Copy of resolution and correspondence submitted to each Member of the Council)
A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Carrino.
- 7-R-y.
(A.S.) **Resolution recognizing and commending Mr. Milton A. Buck, Executive Director of the Newark Housing Authority for providing numerous improvements to the Newark Housing Authority.**
(For action on this resolution, see page 6 in the minutes of this meeting.)
- 7-R-z.
(A.S.) **Resolution recognizing and commending the YMCA of Newark and Vicinity for sponsoring the 17th Annual Dr. Martin Luther King, Jr., Memorial Breakfast on January 15, 1988.**
A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Carrino.
- 7-R-ba.
(A.S.) **Resolution recognizing and commending Mrs. Marguerite Evelyn Smallwood on the occasion of her 75th Birthday celebrated on January 16, 1988 at the Essex Plaza Senior Citizen Housing Complex.**
A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Carrino.

January 20, 1988

7-R-bb.
(A.S.)

Resolution authorizing Director of Finance to issue check in amount of \$1,523.49, payable to Castle One Division of Sybron Corporation, and its attorneys, Harris & Mayers, upon receipt of General Release, executed by Castle One Division of Sybron Corporation, in favor of City of Newark, together with any and all other documents deemed necessary by Corporation Counsel; Castle One Division of Sybron Corporation and its attorneys agreed to resolve and settle the matter in regard to goods supplied to Department of Health and Human Services for which no payment had been paid by the City. (Filed lawsuit against City of Newark in Superior Court of New Jersey, Special Civil Part, Essex County)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bc.
(A.S.)

Resolution recognizing and commending rhythm and blues singer Natalie Cole on her meritorious efforts to foster a positive attitude in those recovering from substance abuse, her outstanding achievements in the music industry for more than a decade, and upon her appearance at Newark Symphony Hall on January 29, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bd.
(A.S.)

Resolution declaring February 1, 1988 as "Wilbur J. McNeil Day" in City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-be.
(A.S.)

Resolution recognizing and commending the Newark Housing Authority Board of Commissioners for providing numerous improvements to the overall management operations of the Newark Housing Authority.

(For action on this resolution, see page 6 in the minutes of this meeting.)

7-R-bf.
(A.S.)

Resolution recognizing and commending Mr. Glennon L. Cooper, Field Director of the Drug Enforcement Agency, for 3 years of dedicated and meritorious service to the Newark Police Department.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bg.
(A.S.)

Resolution accepting bid of Jose Lopez, for purchase of property shown on annexed Exhibit "A", for sum of \$280,100. provided a Court of competent jurisdiction authorizes the City to make such conveyance. (18-20 Columbia Street, Block 167, Lot 31 and 29 Columbia Street, Block 866, Lot 25)

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see page 4 in the minutes of this meeting.)

MOTIONS.

- 7-M-a. A MOTION REQUESTING CORPORATION COUNSEL GRANT TO PREPARE APPROPRIATE LEGISLATION TO RESCIND TAX ABATEMENT AGREEMENT OF MULBERRY URBAN RENEWAL ASSOCIATION FOR FAILURE TO SUBMIT CERTIFIED AUDIT REPORTS AS REQUIRED BY N.J.S.A. 40:55c-59(d) was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Carrino.
- 7-M-b. A MOTION REQUESTING POLICE DIRECTOR GREENLEAF AND STATE ATTORNEY GENERAL EDWARDS CONDUCT AN INVESTIGATION INTO COMPLAINT FILED BY MS. RETA SIMMONDS OF 472 WAVERLY PLACE, ORANGE, NEW JERSEY was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Carrino.
- 7-M-c. A MOTION STATING TO COMMISSIONER COYE, NEW JERSEY STATE DEPARTMENT OF HEALTH, THE COUNCIL IS UNALTERABLY OPPOSING ESTABLISHMENT OF AN AIDS CENTER IN CRIPPLED CHILDREN'S HOSPITAL BUILDING AT THE CORNER OF PARK AND CLIFTON AVENUES was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-d. A MOTION REQUESTING BUSINESS ADMINISTRATOR MONTEILH TO HAVE PROPER AUTHORITIES REMOVE REFUSE FROM BEHIND THE OLD KRUEGER BREWERY BUILDING ON MONTGOMERY AND CHARLTON STREETS was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-e. A MOTION REQUESTING NEW JERSEY DEPARTMENT OF EDUCATION TO URGE THE SCHOOL DISTRICTS TO OBSERVE DR. MARTIN LUTHER KING, JR.'S BIRTHDAY BY CLOSING SCHOOLS ON THE DAY OF THE NATIONAL OBSERVANCE OF THAT HOLIDAY was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-f. A MOTION REQUESTING POLICE DIRECTOR GREENLEAF TO MEET WITH MS. ALICE DUNSTON, MS. JEWEL DANIELS AND MR. WILBUR HOOPER, SR. TO DISCUSS THE PROBLEM OF PROSTITUTION IN THE AREA OF MILLER STREET SCHOOL was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilmen Rice and Tucker, through the Chair, requested the City Clerk to communicate with Ms. Alice Dunston, Principal, Miller Street School, Newark, extending their most sincere regrets for not being able to attend a ceremony to be held at Miller Street School on January 21, 1988 because they were unable to rearrange their appointment schedules on such short notices.

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received April 28, 1987, enclosing proposed "Ordinance amending Ordinance 6-S & F-k, adopted June 4, 1986, entitled 'Ordinance to grant five year tax abatement for a commercial improvement erected on premises known as 428-450 Carnegie Avenue, Block 5090, Lot 28 on the Official Tax Map (Year 1986) of the City of Newark, New Jersey.'"

(R. J. B. Associates)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received December 29, 1987, enclosing proposed "Ordinance to amend Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Section 40.4, Minority Business Enterprise (MBE) and Women Business Enterprises (WBE) Set Aside Program of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Changes amount of bids of qualified bidders from 3 to 2)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received December 29, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Supervisor, Water and to abolish the title of Water Foreman in the Department of Engineering)."

(Supervisor, Water 8 1/1/87 \$16,360.35 - \$19,884.64)

(40 Hours)

(Title change due to New Jersey Department of Personnel creating Supervisor, Water and abolishing Water Foreman in Department of Engineering. Represented by Local 2297 A.F.S.C.M.E. (Supervisors). Salary remains the same.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received December 29, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor,' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Senior Clerk, Bilingual in Spanish and English in the Department of Health and Human Services)."

(Senior Clerk, Bilingual 1 \$12,504.06 - \$14,885.49)

in Spanish and English

(35 Hours)

(Creating title of Senior Clerk Bilingual in Spanish and English in Department of Health and Human Services. Necessary to meet needs of large number of Spanish speaking patients attending city clinics. No increase in head count since an employee in another title resigned. Fiscal impact will be decrease approximately \$6,000. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received December 29, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Finance and establishing salaries therefor' (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create the title of Supervisor of Water Meter Readers and Water Service and to abolish the title of Supervisor, Customer Service in the Department of Finance)."

(Supervisor of Water Meter 1 1/1/88 \$28,328.61 - \$34,116.81)
Readers and Water Service
(40 Hours)

(Creating title of Supervisor of Water Meter Readers and Water Service and abolishing Supervisor, Customer Service. Fiscal Impact will be cost savings of approximately \$15,780. for 1988. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received December 29, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor,' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Delivery Worker in the Department of Health and Human Services)."

(Delivery Worker 1 \$15,447.42 - \$17,831.81)
(35 Hours)

(Title change due to New Jersey Department of Personnel. Old title must remain for employee to receive longevity payments. Fiscal Impact will be \$831.33 for 1988. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received January 8, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Traffic Maintenance Worker in the Department of Engineering)."

		1st Year Per Hour	2nd Year Per Hour	3rd Year Per Hour
(Traffic Maintenance	1/1/88	\$6.76	\$7.59	\$8.39
Worker	1/1/89	7.20	8.08	8.94)
(40 Hours)				

(Title created to comply with reclassification of New Jersey Department of Personnel. Represented by Local 6, I.F.H.P.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received January 8, 1988, enclosing proposed "Ordinance to amend Title 25, Chapter 4, Section 72 (Meters: Approved Types) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Type of Water Meters to be used in the City)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-i.

The City Clerk presented Communication from Business Administrator Monteilh, received January 8, 1988, enclosing proposed "Ordinance approving a Redevelopment Plan for City Tax Block 561, Lot(s) 25, 26, 27, and 28, (254-260 Broadway)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-j.

The City Clerk presented Communication from Business Administrator Monteilh, received January 5, 1988, enclosing proposed "Ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 14, Shoe Shine Parlors and Cigar Stores; Section 6, License; Fees; Exemptions; Chapter 20, Public Garages; Section 6, Term of License; License Fee; Renewal of License; and Chapter 22, Tire Repair Shops; Section 6, License Fee, Term of License, Renewal of License; of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-k.

The City Clerk presented Communication from Business Administrator Monteilh, received January 5, 1988, enclosing proposed "Ordinance to amend and supplement Title 5, Amusements and Amusement Businesses, Chapter 7, Public Dance Halls and Public Dances, Section 5(c), License Fees, of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-l.

The City Clerk presented Communication from Business Administrator Monteilh, received January 5, 1988, enclosing proposed "Ordinance to amend and supplement Title 8, Business and Occupation, Chapter 11, Public Markets, Section 3, Issuance of License; Fee, Term, and Chapter 11, Vendor in Market, Section 7, Issuance of License; Term; Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Copy of ordinance and correspondence submitted to each Member of the Council)

- 674 A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-m. The City Clerk presented Communication from Business Administrator Monteilh, received January 5, 1988, enclosing proposed "Ordinance to amend and supplement Title 8, Business and Occupation, Chapter 23, Precious Metal and Gems (New), Section 4(A) License Fee; of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-n. The City Clerk presented Communication from Business Administrator Monteilh, received January 5, 1988, enclosing proposed "Ordinance to amend an ordinance entitled "Wreckers" Title 8, Chapter 19, Section 2(A) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-o. The City Clerk presented Communication from Business Administrator Monteilh, received January 5, 1988, enclosing proposed "Ordinance to amend and supplement Title 8, Business and Occupations, Chapter 13, Retail Florist, Section 6, License Fee; Expiration Date, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-p. The City Clerk presented Communication from Business Administrator Monteilh, received January 5, 1988, enclosing proposed "Ordinance to amend and supplement Title 8, Business and Occupation, Chapter 16, Used Clothing Stores, Section 6, License Fee; Term of License, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-q. The City Clerk presented Communication from Business Administrator Monteilh, received January 5, 1988, enclosing proposed "Ordinance to amend and supplement, Title 8, Business and Occupation, Building Contractors (New), Chapter 21, Section 3(B), Applications for License; Fees, and Section 6, Renewals, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."
(Copy of ordinance and correspondence submitted to each Member of the Council)

January 20, 1988

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-r.

The City Clerk presented Communication from Business Administrator Monteilh, received January 5, 1988, enclosing proposed "Ordinance to amend and supplement Title 8, Business and Occupation, Chapter 17, Used Motor Vehicle Sales Lot, Section 6, Terms of License; License Fees, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-s.

The City Clerk presented Communication from Business Administrator Monteilh, received January 5, 1988, enclosing proposed "Ordinance to amend and supplemented Title 5, Amusement and Amusement Businessess, Chapter 2, Coin Operated Amusement Devices, Section 6, License Fee, Terms of License and Chapter 2, Licensing and Regulating Distributors of Devices, Section 19, Number of Machines and Fees, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-t.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended. (To adjust the salary of Director, Department of General Services.)"

(Director, Department	1/1/87	\$58,096.47 - \$58,096.47
of General Services	1/1/88	62,163.22 - 62,163.22)

(Additional 2% increase for 1987 and 7% for 1988 to be in agreement with other Directors. Not represented by any bargaining agent. Fiscal Impact 1987 - \$3,800.70; 1988 - \$4,066.75.)

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-m (A.S.) on page 10 in the minutes of this meeting.)

8-u.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend and supplement Title 15, Housing, Chapter 9B, Rent Control, Rent Control Board, Section 17, New Construction, Vacant Properties, Substantial Rehabilitation and Substantially Rehabilitated Vacant Units, Paragraph C, Substantial Rehabilitation, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require a substantial rehabilitation plan to be submitted."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 3, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-v.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend Title 27, Zoning, Chapter 8, Certificate of Occupancy Required for the Sale, Transfer, Conveyance of Residential Property, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by amending the effective date of said ordinance to August 1, 1988."

(For action on this item, see Ordinance 6-F-n (A.S.) on page 10 in the minutes of this meeting.)

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from December 24, 1987 to January 8, 1988:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Combined Societies of St. Patrick's Pro-Cathedral Working Together for the Needy Foundation	9775 (Amended) 9864

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. John's Mothers Club	9860
Charles E. Hall and Georgian Robinson Memorial School Fund	9862
St. Casimir's Parents Teachers Association	9863
Babyland Nursery, Inc.	9865
National Association of University Women New Jersey Branch	9866

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

January 20, 1988

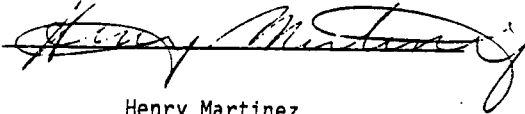
677

The meeting adjourned at 12:03 A. M., Thursday, January 21, 1988.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President



A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:15 P.M.

The audience arose for the National Anthem.

The invocation was offered by Reverend Joseph Granato, St. Lucy's Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Joanne McSherry, Lieutenant Detective James Reed, Sergeant-at-Arms.

Absent: Councilmen Carrino, Harris, Payne, Rice.

(Councilman Harris arrived 1:20 P.M.)

(Councilman Rice arrived 1:34)

(Councilman Carrino arrived 1:40 P.M.)

(Councilman Payne arrived 2:21 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

A motion to consider at this time Resolution 7-R-do was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

7-R-do.
(A.S.)

Resolution amending Resolution 7-R-k, December 2, 1987, "Resolution conditionally designating K. Hovnanian at Newark II, 10 Highway 35, Red Bank, New Jersey, as redeveloper for Site 'D' of redevelopment project known as 'University Heights' Redevelopment Area' by deleting therefrom Lot 65, in Block 238." (2-10 Jones Street)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

A motion to consider at this time Resolutions 7-R-cn, 7-R-cs (A.S.), 7-R-bd (A.S.) adopted January 20, 1988, 7-R-cx (A.S.), 7-R-ct (A.S.), 7-R-cu (A.S.), 7-R-cv (A.S.), 7-R-cq (A.S.), 7-R-cz (A.S.), 7-R-da (A.S.) was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

(Councilman Harris arrived 1:20 P.M.)

7-R-cn.

Resolution congratulating William M. Ashby on the occasion of the new Department of Community Affairs office building in Trenton, New Jersey being dedicated in his honor.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Rice.

Councilman Harris, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution and a medallion to Mr. Ashby.

February 3, 1988

(Councilman Rice arrived 1:34 P.M.)

(Councilman Carrino arrived 1:40 P.M.)

The Members of the Municipal Council expressed their congratulations to Mr. Ashby and wished him continued health in the coming years.

Mayor Sharpe James congratulated Mr. Ashby and presented him with the "Key to the City".

Mr. Ashby thanked the Members of the Municipal Council for recognizing him in this manner.

In attendance at this commendation were Democratic Minority Leader Willie Brown, Essex County Freeholder Cassiano and the Mayor of Camden, all of whom congratulated Mr. Ashby and wished him every success in the future.

7-R-cs.
(A.S.)

Resolution recognizing and commending Geraldine George (Gi Gi) Foushee, Executive Secretary of the Newark Board of Alcoholic Beverage Control, on her selection to Who's Who Among Black Americans, 1988, and her continuing contributions to law enforcement and the Newark community.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Payne.

Councilman Grant, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Miss Foushee and congratulated her on this accomplishment.

Ms. Foushee expressed her appreciation to the Members of the Municipal Council for this commendation.

Dr. Allen Peterson, President of the National Police Officers of America presented Miss Foushee with a plaque honoring her on this special occasion.

Resolution designating February 1, 1988, as "Wilbur J. McNeil Day" in the City of Newark. (Resolution 7-R-bd (A.S.), January 20, 1988)

Councilman Tucker, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. McNeil.

Mr. McNeil thanked the Members of the Municipal Council for recognizing him in this way.

7-R-cx.
(A.S.)

Resolution recognizing and commending Danette Vaughn of Newark for successfully representing Essex County in the State of New Jersey Junior Miss Beauty Pageant.

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Payne.

Councilman Harris, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Ms. Vaughn and congratulated her on this accomplishment.

Miss Vaughn thanked the Members of the Municipal Council for this honor and expressed her appreciation to them.

7-R-ct.
(A.S.)

Resolution recognizing and commending the University High School Women's Volleyball team for its outstanding athletic achievements.

February 3, 1988

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Payne.

Councilman Grant, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to the Principal, Athletic Director and Members of the volleyball team.

Ms. Marie Bagby, Principal, and the Athletic Director of University High expressed appreciation to the Members of the Council for honoring the team in this manner, but noted that their main concern for the students of this school was academic excellence

7-R-cu.
(A.S.)

Resolution recognizing and commending Valerie Szper for displaying courage and leadership in protecting her North Ward community from criminal elements.

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Payne.

Councilman Carrino, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Ms. Szper and congratulated her on her courage and concern for her community.

Ms. Szper thanked the Members of the Municipal Council and expressed her appreciation for this commendation.

7-R-cv.
(A.S.)

Resolution declaring January 22, 1988 to be "Ukrainian-American Day" within the City of Newark in recognition of the 70th Anniversary of the Declaration of Independence by the Ukrainian National Republic.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

Councilman Rice, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Michael Matiasch.

Mr. Matiasch thanked the Members of the Municipal Council for remembering this day in this manner.

7-R-cq.
(A.S.)

Resolution recognizing and commending former boxer James A. Mobley, a native of Newark, for his enduring contributions to the sport of boxing.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Mobley and congratulated him for his many accomplishments in the world of boxing.

Mr. Mobley accepted this resolution with appreciation and thanked the Members of the Municipal Council.

February 3, 1988

7-R-cz.
(A.S.)

Resolution recognizing and commending Police Officer James D. O'Connor for displaying exceptional valor in the apprehension of two suspects who were involved in several armed robberies.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Payne.

7-R-da.
(A.S.)

Resolution recognizing and commending Police Officer Vincent Cordi for displaying exception valor in the apprehension of a suspect who robbed a woman of her purse.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Payne.

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Police Officer Cordi and commended him for his courage.

Police Officer Cordi thanked the Members of the Municipal Council for their consideration and commendation.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held December 17, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Payne.

4-b.

The City Clerk presented Copy of Minutes of Meeting of Board of Adjustment, held January 13, 1988.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Payne.

4-c.

The City Clerk presented Report of Office of the City Clerk, for months of October, November and December, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Payne.

4-d.

The City Clerk presented Report of Office of the City Clerk of Statement of Receipts for Fees for year 1987.

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Payne.

(Councilman Payne arrived 2:21 P.M.)

BOARD OF ADJUSTMENT.

4-A-1.

The City Clerk read In the matter of application of Celestino Garcia, Applicant and Owner, to permit in a 2nd Industrial District the establishment of a Body and Fender Shop and Spray Painting at premises 175-181 South Street (45-51 Dawson Street).

(Copy of transcript submitted to each Member of the Council)

(26 Appellants)

(Board of Adjustment hearings held August 26 and October 28, 1987)

(Transcripts filed January 7, 1988)

The Board of Adjustment at its regular meeting held August 6, 1987 postponed the hearing to October 28, 1987.

The Board of Adjustment at its regular meeting held October 28, 1987, approved the application by 7 ayes and 0 naves.

An appeal in this matter was filed in the Office of the City Clerk on November 4, 1987, by Gustavo J. Perez, Attorney for 26 Appellants.

The transcripts in connection with this matter were received January 7, 1988, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On January 7, 1988, the City Clerk notified the applicant, the appellants the appellant's attorney and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting January 20, 1988, at 8:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

A meeting was held January 20, 1988, and the Municipal Council deferred action on the application.

On January 21, 1988, the City Clerk notified the applicant, the applicant's attorney, the appellants' attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting February 3, 1988, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

President Martinez stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment In the matter of application of Celestino Garcia, Applicant and Owner, to permit in a 2nd Industrial District the establishment of a Body and Fender Shop and Spray Painting at premises 175-181 South Street (45-51 Dawson Street). We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means that they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and the place for the appeal to commence.

MR. GUSTAVO PEREZ, ATTORNEY FOR 26 APPELLANTS, addressed the Members of the Municipal Council requesting that the Board of Adjustment's decision in this matter be denied. He noted the decision was granted arbitrarily since applicant showed no special reason why this variance should be granted. He noted there have been several problems relating to the alarms going off during the night and no one responding, disturbing residents living in close proximity to the building.

President Martinez read the following statement:

"On October 28, 1987, the Board of Adjustment by a vote of 7-0 granted a variance subject to one condition, to permit the establishment of a body and fender shop and spray painting at premises known as 175-181 South Street (45-51 Dawson Street).

February 3, 1988

This property is located in the 2nd Industrial District. The City of Newark's Zoning Ordinance at 27:3-49 states that a building or premises shall be used only for uses permitted in the First Industrial Districts.

The First Industrial District Regulations lists at 27:3-44 (25) "Garages where body and fender work and spraying is done" as an exception to the purposes for which a building or premises may be used.

A variance was therefore requested for the use of the property for the establishment of a body and fender shop and spray painting.

A hearing was held on the application for the variance by the Board of Adjustment. The applicant, Celentino Garcia was present along with his three partners. Due to Mr. Garcia's lack of facility in English, one of the partners, Julio Moreno, presented testimony as to the proposed use.

Initially the application requested a variance for a body and fender shop and a rooming house. The application was amended to include spray painting and to delete the request for a rooming house.

There were some twelve objectors, some of whom were represented by Attorney Gustavo J. Perez. Objecting testimony was given by Mr. Perez, as well as Madelyn Chicalese, Evon Lugo and Fernando Ortiz.

We note that in filing his appeal to the Municipal Counsel, attorney Perez has stated for name of appellant "See attached List of Property Owners (26)". The list has some twenty-seven names (several are repeated on the list) and includes Celestino Garcia as well as the Newark Housing Authority and the Newark Board of Education. It is not clear from the list who are included as appellants.

After all testimony was presented, the application for the rooming house was withdrawn and the Board of Adjustment adopted a resolution dated October 28, 1987 approving the application for the body and fender shop and spray painting subject to (1) parking lot connected to building. The decision was based on the following factual findings:

1) This lot is located on the southwest corner of South Street and Dawson Street. It is approximately 99'x110' in size and on it is located a building formerly used for soda bottling. The area within the 200-foot radius is composed of residential, commercial and industrial uses and a school.

2) Parking for 29 cars shown on plans.

3) Property is fenced.

4) Will employ 20 people

5) Applicant withdraws application for rooming house.

6) Site allows for all work to be done inside confines of site.

The Board further determined that the relief requested by the Applicant Celentino Garcia can be granted without substantially impairing the intent and purpose of the Zone Plan and Zoning Ordinances of the City of Newark based on the following reasons:

1) Grant of variance will allow viable business to locate on site peculiarly suited for use.

Thus, the Board concluded that the applicant had established reasons for the granting of the variance and that the relief can be granted without substantial detriment to the public good or impairment of the intent and purpose of the Zoning Ordinance.

Pursuant to legislative authority the Board of Adjustment shall have the power to permit a use or principal structure in a district restricted against such use or principal structure if there are "special reasons" and the relief can be granted "without substantial detriment to the public good and will not substantially impair the intent and purpose of the Zone Plan and Zoning Ordinance."

Under the present law, this Council, as the governing body, has the authority to make de novo review of the record established before the Board of Adjustment and reach its own decision in this matter, subject only to the requirement that its finding and conclusion are supported by the record. Kressler vs. Bowker, 174 N. J. Super 478 (App. Div. 1979). The Council is directly responsible to the citizenry and has the right to apply its own expertise and knowledge of the community and make a final evaluation based on the record created before the Board. Thus, this Council may reverse, remand or affirm, wholly or in part, or may modify the final decision of the Board.

Applying such a standard of review the Council has reviewed the transcript of the hearing before the Board of Adjustment and make the following determinations:

1. This Council agrees with the Board of Adjustment's conclusion granting the present variance.

2. Objections to the application were:

- (a) against the rooming house (which application was withdrawn); and
- (b) against the body and fender shop and spray painting as not being a residential use and as posing alleged environmental difficulties.

3. The area is not zoned as a residential area and it was testified that in fact there are several body and fender and spray painting shops nearby. There was no evidence as to environmental impact, merely speculation.

4. Extensive testimony was given as to the amount and quality of renovation done by the applicant to the buildings and site. It was testified that the premises had already received Fire Department and Electrical approval.

5. The Chairman of the Board of Zoning, Mr. Daniel Webster is a resident of the area, and highly knowledgeable concerning the residences and businesses located there. He objected to the impact a rooming house would have on the community, but not the body and fender shop and spray painting. The Board's vote in favor was 7-0.

6. The Counsel has received no complaints to date concerning the operation of the body and fender shop and spray painting.

February 3, 1988

Based on the foregoing reasons the Council is affirming the Board's decision granting a variance permitting the establishment of a body and fender shop and spray painting subject to parking lot connected to building in the 2nd Industrial District was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez directed the City Clerk to forward to Mr. Celestino Garcia a copy of the burglar alarm ordinance.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

- 6-F-a.** The City Clerk read An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)

(Business Administrator Monteilh met with Council February 2, 1988)

A motion to defer action on the ordinance awaiting report from the Business Administrator was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 6-F-b.** The City Clerk read An ordinance amending 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.

(Deleting: Blanchard Street, both sides, beginning 2180 feet north of the northerly curblin of Raymond Boulevard to its terminus.

Adding: Blanchard Street, both sides, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance awaiting corrected ordinance from Director of Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 6-F-c.** The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Irvine Turner Boulevard as a one-way Street.

(Irvine Turner Boulevard: Southbound, from Clinton Avenue to West Runyon Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-d.

The City Clerk read An ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinance: of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Elm Street.

(Elm Street: From McCarter Highway to Mulberry Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

6-F-e.

The City Clerk read An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turn prohibition on Clay Street at McCarter Highway. DOO 11/4/87

(East on Clay Street to north on McCarter Highway, 6:00 A.M. to 9:30 A. M. and 3:30 P. M. to 6:00 P.M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Temporary President Harris, seconded by Councilman Grant and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Temporary President Harris: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

6-F-f.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Bleeker Street as a one-way street.

(Bleeker Street; eastbound, from Summit Street to Dr. Martin Luther King, Jr. Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-g.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Summit Street as a one-way street.

(Summit Street, southbound, from Central Avenue to Bleeker Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 6-F-h. The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Pearl Street as a one-way street.
 (Pearl Street, eastbound, from Halsey Street to Chapel Court)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 6-F-i. The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Chapel Court as a one-way street.
 (Chapel Court, northbound, from Pearl Street to William Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Harris assumed the chair as Temporary President.

- 6-F-j. The City Clerk read An ordinance amending Ordinance 6-S & F-k, adopted June 4, 1986, entitled "Ordinance to grant five year tax abatement for a commercial improvement erected on premises known as 428-450 Carnegie Avenue, Block 5090, Lot 28 on the Official Tax Map (Year 1986) of the City of Newark, New Jersey" by increasing annual service charge.
 (R. J. B. Associates)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Temporary President Harris: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

- 6-F-k. The City Clerk read An ordinance to amend Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Section 40.4, Minority Business Enterprise (MBE) and Women Business Enterprises (WBE) Set Aside Program of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.
 (Changes amount of bids of qualified bidders from 3 to 2)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Temporary President Harris: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

6-F-1.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Supervisor, Water and to abolish the title of Water Foreman in the Department of Engineering).

(Supervisor, Water 8 1/1/87 \$16,360.35 - \$19,884.64)
(40 Hours)

(Title change due to New Jersey Department of Personnel creating Supervisor, Water and abolishing Water Foreman in Department of Engineering. Represented by Local 2297 A.F.S.C.M.E. (Supervisors). Salary remains the same.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Temporary President Harris: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

6-F-m.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Senior Clerk, Bilingual in Spanish and English in the Department of Health and Human Services).

(Senior Clerk, Bilingual 1 \$12,505.06 - \$14,885.49)
in Spanish and English
(35 Hours)

(Creating title of Senior Clerk Bilingual in Spanish and English in Department of Health and Human Services. Necessary to meet needs of large number of Spanish speaking patients attending city clinics. No increase in head count since an employee in another title resigned. Fiscal impact will be decreased approximately \$6,000. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Temporary President Harris: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

6-F-n.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Finance and establishing salaries therefor" (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create the title of Supervisor of Water Meter Readers and Water Service and to abolish the title of Supervisor, Customer Service in the Department of Finance).

(Supervisor of Water Meter 1 1/1/88 \$28,328.61 - \$34,116.81)
Readers and Water Service
(40 Hours)

(Creating title of Supervisor of Water Meter Readers and Water Service and abolishing Supervisor, Customer Service. Fiscal Impact will be cost savings of approximately \$15,780. for 1988. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Temporary President Harris: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

6-F-o.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Delivery Worker in the Department of Health and Human Services).

(Delivery Worker 1 \$15,447.42 - \$17,831.81
(35 Hours)

(Title change due to New Jersey Department of Personnel. Old title must remain for employee to receive longevity payments. Fiscal Impact will be \$831.33 for 1988. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Temporary President Harris: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

6-F-p.

The City Clerk read An ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Traffic Maintenance Worker in the Department of Engineering).

		1st Year Per Hour	2nd Year Per Hour	3rd Year Per Hour
(Traffic Maintenance Worker	1/1/88	\$6.76	\$7.59	\$8.39
	1/1/89	7.20	8.08	8.94)
(35 Hours)				

(Title created to comply with reclassification of New Jersey Department of Personnel. Represented by Local 6, I.F.H.P.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Temporary President Harris: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

- 6-F-q.** The City Clerk read An ordinance to amend Title 25, Chapter 4, Section 72 (Meters: Approved Types) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Types of Water Meters to be used in the City)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Temporary President Harris: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

- 6-F-r.** The City Clerk read An ordinance approving a Redevelopment Plan for City Tax Block 561, Lot(s) 25, 26, 27, and 28, (254-260 Broadway).
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Temporary President Harris: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

- 6-F-s.** The City Clerk read An ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 14, Shoe Shine Parlors and Cigar Stores; Section 6, License; Fees; Exemptions; Chapter 20, Public Garages; Section 6, Term of License; License Fee; Renewal of License; and Chapter 22, Tire Repair Shops; Section 6, License Fee, Term of License, Renewal of License; of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

- 6-F-t.** The City Clerk read An ordinance to amend and supplement Title 5, Amusements and Amusement Businesses, Chapter 7, Public Dance Halls and Public Dances, Section 5(c), License Fees, of the City of Newark, New Jersey, 1966, as amended and supplemented
(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, Land Use Control Director McLucas and Licenses and Permits Manager Kerr to meet with the Council at its February 17, 1988 pre-meeting conference was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-u.

The City Clerk read An ordinance to amend and supplement Title 8, Business and Occupation, Chapter 11, Public Markets, Section 3, Issuance of License; Fee, Term, and Chapter 11, Vendor in Market, Section 7, Issuance of License; Term; Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

6-F-v.

The City Clerk read An ordinance to amend and supplement Title 8, Business and Occupation, Chapter 23, Precious Metal and Gems (New), Section 4(A) License Fee; of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

6-F-w.

The City Clerk read An ordinance to amend an ordinance entitled "Wreckers" Title 8, Chapter 19, Section 2(A) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

6-F-x.

The City Clerk read An ordinance to amend and supplement Title 8, Business and Occupations, Chapter 13, Retail Florist, Section 6, License Fee; Expiration Date, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

February 3, 1988

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

6-F-y.

The City Clerk read An ordinance to amend and supplement Title 8, Business and Occupation, Chapter 16, Used Clothing Stores, Section 6, License Fee; Term of License, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

6-F-z.

The City Clerk read An ordinance to amend and supplement, Title 8, Business and Occupation, Building Contractors (New), Chapter 21, Section 3(B), Applications for License; Fees, and Section 6, Renewals, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

6-F-ba.

The City Clerk read An ordinance to amend and supplement Title 8, Business and Occupation, Chapter 17, Used Motor Vehicle Sales Lot, Section 6, Terms of License; License Fees, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

6-F-bb.

The City Clerk read An ordinance to amend and supplement Title 5, Amusement and Amusement Businesses, Chapter 2, Coin Operated Amusement Devices, Section 6, License Fee, Terms of License and Chapter 2, Licensing and Regulating Distributors of Devices, Section 19, Number of Machines and Fees, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

6-F-bc.

The City Clerk read An ordinance to amend and supplement Title 15, Housing, Chapter 9B, Rent Control, Rent Control Board, Section 17, New Construction, Vacant Properties, Substantial Rehabilitation and Substantially Rehabilitated Vacant Units, Paragraph C, Substantial Rehabilitation, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require a substantial rehabilitation plan to be submitted.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 17, 1988.

ORDINANCES ON PUBLIC HEARING SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Business and Occupations, Chapter 8, Junk and Scrap Metal, Article 1, Junk Shops, Junkyards and Metal Processing Facilities Sections 2, Definitions, and Section 3, Qualifications of Applicant, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require drum storage yards to be regulated by this ordinance and to install sanitary drains and to require an impervious surface at the site.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 8, Business and Occupations, Chapter 8, Junk and Scrap Metal, Article 1, Junk Shops, Junkyards and Metal Processing Facilities, Section 2, Definitions and Section 3, Qualification of Applicant, of the revised ordinances of the City of Newark, New Jersey 1966 as amended and supplemented, be amended to read as follows:

8:8-2. Definitions

Junk shop or junkyard means a place in which is conducted the business of purchasing, selling, or storing junk, salvaged materials, old metals, rubber, paper, rags, rope, bags, empty used bottles, used plastic or metal drums, in large or small quantities, including the storage for the sale of parts thereof or for salvage value. This shall also include premises used for the wrecking of motor vehicles and storing and selling of parts thereof.

Metal processing facility means a place in which is conducted the business of buying, selling or storing scrap iron or steel or other metals, or in which these materials are processed in any manner, including but not limited to smelting, baling or shredding.

8:8-3. Qualification of applicant

(a) No person shall be licensed as a keeper of a junk shop, junkyard or metal processing facility unless he shall be a citizen of the United States or a corporation registered with the Secretary of State of the State of New Jersey.

(b) No pawnbroker shall, during the continuance of his license as such, receive or hold a license to carry on the business or trade of keeper of a junk shop, junkyard or metal processing facility.

(c) No person, corporation, partnership or other business organization shall be licensed as a keeper of a junk shop, junkyard or metal processing facility if such person, a shareholder of such corporation, a partner of such partnership or any person with a beneficial interest in any such other business organization, has been convicted of a crime involving moral turpitude.

(d) No person shall be licensed as a junkyard or metal processing facility where automobile engines or automobile parts or plastic or metal drums are stored, unless a sanitary drain approved by the Director of the Department of Engineering for the City of Newark has been installed for the discharge of any liquid waste to a public waste water facility and unless all activities at the site including storage shall take place on an impervious surface.

(e) No person shall be licensed as a junkyard or metal processing facility where drums are stored unless the drums are so closed as to prevent any discharge and are so sealed as to prevent any leak.

Section 3. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 25, Chapter 4, Section 20 (Resumption after discontinuance of service for nonpayment of bill; charges and payments required) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 25, Water, Chapter 4, Water Rules and Regulations, Section 20, Resumption After Discontinuance of Service for Non-Payment of Bill; Charges and Payments Required, is hereby amended in its entirety to read as follows:

25:4-20 Resumption after discontinuance of service for non-payment of bill; charges and payments required.

When service has been discontinued on account of non-payment of water bills or other charges, or for any other infraction of the rules a charge of \$25.00 will be made by the division. This amount, plus outstanding bills and penalties, must be paid by the customer before service will be renewed.

Section 2. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-14, Parking by Permit Only in Designated Areas, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, establishing a parking by permit only area on Cedar Street, from Broad Street to Halsey Street, south side of Cedar Street only.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 23:5-14, Parking by Permit Only in Designated Areas, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Cedar Street from Broad Street to Halsey Street, South
Side of Cedar Street only, between the hours of 8:00 a.m.
and 10:00 p.m.

SECTION 2. Any ordinance or part thereof inconsistent with this ordinance is hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

SECTION 4. This ordinance does not require approval by the Commissioner of Transportation.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended. (To adjust the salary of Director, Department of General Services.)

(Additional 2% increase for 1987 and 7% for 1988 to be in agreement with other Directors. Not represented by any bargaining agent. Fiscal Impact 1987 - \$3,800.70; 1988 \$4,066.75)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of General Services, and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 and amendments thereto, be and the same is hereby amended to adjust the salary of Director, Department of General Services, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of General Services	1/1/87	\$58,096.47	\$58,096.47
A311	1/1/88	62,163.22	62,163.22

Section 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

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Section 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 8, Certificate of Occupancy Required for the Sale, Transfer, Conveyance of Residential Property, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By amending the effective date of said ordinance to August 1, 1988, regarding Certificates of Occupancy.)

WHEREAS, the enactment of Title 27, Zoning, Chapter 8, Certificate of Occupancy Required for the Sale, Transfer, Conveyance of Residential Property has raised some questions in regard to its implementation; and

WHEREAS, the Municipal Council is concerned about the implementation of said ordinance and its affect on the Conveyance of residential property within the City of Newark; and

WHEREAS, the Municipal Council is convening a special committee to investigate the impact of certificate of occupancies to insure the best method for residential property owners' compliance with the municipal housing code.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Section 4 of Title 27, Zoning, Chapter 8, Certificate of Occupancy Required for the Sale, Transfer, Conveyance of Residential Property of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (6PHS&Fi adopted November 16, 1987) be and is hereby amended to take effect on August 1, 1988.

Section 2. All prior ordinances or parts thereof which are inconsistent with the provisions herein are hereby repealed.

Section 3. This ordinance shall take effect after final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage:

Ordinance to amend Title 10, Finance and Taxation, Chapter 11 "Procedures for Application, Approval and Administration of Tax Abatement Agreements" of the Revised Ordinances of the City of Newark, 1966 as amended and supplemented, (By establishing an annual escalator for all projects and annual administrative fee).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 5. Agreements; Form and Execution, subparagraph B. Title 10, Chapter 11 "Procedures for Application, Approval and Administration of Tax Abatement Agreement" be and is hereby amended and supplemented to read as follows:

5. AGREEMENTS; FORM AND EXECUTION:

b. Annual Adjustment: The annual service charge for projects with an annual service charge based on total project cost and annual gross revenues shall be increased in each year of the period by the amount determined as follows: For each year following the first year of the period, there shall be added the amount calculated as the result of multiplying the annual service charge of the previous year by the percentage that the total tax levy of the municipality for that year has increased over the tax levy of the municipality for the previous year. For purposes of this section "total tax levy" means the total amount of property tax levied for municipal, school and county purposes, as shown in the Table of Aggregates prepared pursuant to R.S. 54:4-52. In any year in which there is no increase in the tax levy, the amount to be added for this purpose shall be zero.

Section 2. Section 7. Administration of Agreements after Construction, subparagraph A. Title 10, Chapter 11 "Procedures for Application, Approval and Administration of Tax Abatement Agreement" be and is hereby amended and supplemented to read as follows:

In addition to the payment of the annual service charge all owner-occupants shall be required to pay an

annual administrative fee to the City. This condition shall be included in all deeds to such purchases. the annual administrative fee shall be 2.5% of the annual service charge payable and due on or before December 31st of each year. In the event that the owner-occupant fails to pay the annual administrative fee it shall be grounds for the Corporation Counsel to take the necessary steps to terminate owner-occupant's tax abatement.

Section 3. All prior ordinances or parts of prior ordinances inconsistent herewith are hereby repealed.

Section 4. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the amendment to the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Members of the Municipal Council with respect to what this amendment entails.

Councilman Tucker responded this amendment increased the annual service charge and created an annual administrative fee for tax abated properties.

No one else appearing, a motion to close the hearing on the amendment and adopt the ordinance, as amended, on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

6-S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance imposing a tax on Employer Payrolls in the City of Newark, "Ordinance 6-S & F-m, January 4, 1978, as amended by Ordinance 6-S & F-k, January 3, 1979, as amended by Ordinance 6-S & F-b, adopted January 16, 1980, as amended by Ordinance 6-S & F-k, February 17, 1982, as amended by Ordinance 6-S & F-i, March 16, 1983 as amended by Ordinance 6-S & F-b, December 18, 1985 to impose a rate of three quarters percent (.75) effective January 1, 1988."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

(Mr. Joseph Faccone, Samuel Klein and Company, External Auditors met with the Council February 2, 1988)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Hearings of Citizens.

6-HC-a. **MR. RICHARD A. POWELL, BOYS' AND GIRLS' CLUBS OF NEWARK, INC., 422 BROADWAY NEWARK, NEW JERSEY** addressed the Members of the Municipal Council with respect to after school social/recreations programs available to Newark youths.

A motion to permit Ms. Tawn Smith Morris to be heard under "Hearings of Citizens" was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-HC-b. **MS. TAWN SMITH MORRIS, BOYS' AND GIRLS' CLUBS OF NEWARK, INC., 422 BROADWAY, NEWARK, NEW JERSEY** addressed the Members of the Municipal Council with respect to the Ready (Rigorous Educational Assistance for Deserving Youth) Program, which helped youngsters develop their academic and social skills.

6-HC-c. **MR. MARVIN JENKINS EL, HOMELESS,** addressed the Members of the Municipal Council with respect to housing for the homeless.

6-HC-d. **MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to properties in the City of Newark being blighted.

President Martinez advised that this is necessitated so that construction can be commenced quickly.

6-HC-e. **MR. DENNIS KNIGHT, 69 SCHUYLER AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to stock market and economic revitalization and how the market affects Newark's revitalization process.

6-HC-f. **MR. WILLIAM A. GOOD, 113 SOMERSET STREET, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to conditions and problems at the Douglass & Harrison Apartments and the fact that New Community Corporation has requested a 16% rent increase. He noted that a loan had been obtained from a State Agency and the money was not spent on what it was intended for. He requested that there be some input on this matter from the Members of the Municipal Council.

6-HC-g. **MR. JAMES W. HELPER, 47 SOMERSET STREET, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to conditions and the rent increase existing in his apartment complex, also owned by New Community Corporation.

President Martinez directed the City Clerk to invite the Commissioner, New Jersey State Department of Community Affairs, the Essex County Delegation, Representative of the Housing, Mortgage and Finance Agency, the Business Administrator, Corporation Counsel, Director of Land Use Control, Manager, Office of Boards, Representatives of New Community Corporation, tenants of Douglass & Harrison Apartments to meet with the Municipal Council at a future special conference to discuss conditions and problems existing at the Douglass and Harrison homes.

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

- 7-R-a.** Resolution ratifying and authorizing Business Administrator to enter into contract with Ultra-Care, Inc., 144 South Harrison Street, East Orange, New Jersey, determined to be only responsible bid received, to Provide Nursing Services for Department of Health and Human Services, for period January 1, 1988 to December 31, 1988; contract shall not exceed \$250,000.; funds encumbered in 1988 operating budget of Department of Health and Human Services and is contingent upon and subject to appropriation and certification of sufficient funds in 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-b.** Resolution amending Resolution 7-R-1, November 4, 1987, authorizing Director of Engineering to accept proposal and enter into agreement with Civil Dynamics-Civil and Environmental Engineering Services, P.O. Box 730, Highland Lakes, New Jersey, for safety inspection of all dams within the Pequannock Watershed, by changing the total amount from \$12,000. to \$15,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-c.** Resolution ratifying and authorizing Director of Health and Human Services to accept funds from State Law Enforcement Planning Agency, for participation in project entitled "Delinquency Prevention for Youth at Risk" pursuant to "Omnibus Crime Control and Safe Streets Act of 1968"; for period October 1, 1987 to September 30, 1988, in amount of \$50,000.; does not require expenditures of any public funds. (Joint project between S.L.E.P.A., the City of Newark and sub-recipient, La Casa de Don Pedro, Inc.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-d.** Resolution ratifying and authorizing Director of Health and Human Services to apply for funds from State Department of Health, Communicable Disease Control Services for Tuberculosis Control Services, for period September 1, 1987 to June 30, 1988, to continue providing high quality medical services for its residents requiring services at Tuberculosis Control Clinic, in amount of \$226,223.; (\$180,769.-New Jersey State Department of Health; \$45,454.-Department of Health and Human Services through New Jersey State Department of Health; \$69,491.-City Matching Funds totalling \$295,714.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

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- 7-R-e.** Resolution authorizing Director of Health and Human Services to apply for funds from State Department of Health, Public Health Priority Funding Program, for period January 1, 1988 to December 31, 1988, to provide health promotion, health supervision for infants and pre-school children, adult health, and health services for school age children, in amount of \$500,663.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Payne, Rice.
- 7-R-f.** Resolution ratifying and authorizing Director of Health and Human Services to apply for funds from State Department of Health, Communicable Disease Control Services for Sexually Transmitted Disease Control Services, for period September 1, 1987 to June 30, 1988, to Provide Sexually Transmitted Control services to residents of City of Newark and County of Essex in amount of \$343,425. (\$156,941. from New Jersey State Department of Health; \$186,484. from Department of Health and Human Services, through New Jersey State Department of Health, \$343,027.-City Match Funds totalling \$686,452.)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Payne, Rice.
- 7-R-g.** Resolution authorizing Director of Health and Human Services to accept funds from United States Department of Housing and Urban Development, for purpose of providing housing and supportive services to homeless individuals and families, in amount of \$881,329., does not require expenditure of municipal funds.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Payne, Rice.
- 7-R-h.** Resolution ratifying and authorizing Director of Health and Human Services to accept funds from State of New Jersey, Department of Health, for Public Health Priority Funding, for period January 1, 1988 to December 31, 1988, for providing health promotion, health supervision for infants and pre-school children, adult health, and health services for school-age children, in amount of \$500,663.; does not require the expenditure of municipal funds.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Payne, Rice.
- 7-R-i.** Resolution ratifying and authorizing Director of Development to enter into contract to accept grant on behalf of Coalition Six, Inc., a New Jersey Non-Profit Corporation's Neighborhood Preservation Balanced Housing Program, for purpose of rehabilitating 12 or more units of substandard housing located in the University Heights low income stabilization area, for period November 15, 1987 to November 14, 1988, for total sum of \$50,000.; funds provided by H.C.D.A. FY XIII; further authorizing Director of Development to enter into individual agreements with homeowner and contractor
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Payne, Rice.

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- 7-R-j. Resolution ratifying and authorizing Director of Health and Human Services to make application and accept contract with New Jersey State Department of Community Affairs, to continue Relocation Assistance Program, for period January 1, 1988 to December 31, 1988, in amount of \$84,000. (State Matching Grant-In-Aid-\$42,000., Municipal funds-\$42,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-k. Resolution ratifying and authorizing Director of Police to file Multi-Jurisdictional Narcotics Task Force Sub-Grant Application with New Jersey Department of Law and Public Safety for FY 1988, in amount of \$32,000.; City of Newark will contribute \$15,950. in locally generated funds from Police Department's Forfeitures Account, for total project cost of \$47,950.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to communicate with Business Administrator Monteilh and Police Director Greenleaf requesting that a comprehensive report be submitted indicating the number of arrests by the Narcotics Task Force, the amount of illegal drugs confiscated along with its estimated street value, and a description of the Police Department's relations with the other Task Force members including the Essex County Police was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-l. Resolution amending Resolution 7-R-bq (A.S.), October 21, 1987, authorizing Business Administrator to execute Bargain and Sale Deeds for properties sold at public auctions held September 28, 1987, September 29, 1987, September 30, 1987 and October 1, 1987, by deleting Eduardo Bullon from the contract of sale for properties listed on Exhibit A.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne, Rice.

- 7-R-m. Resolution designating La Casa-V.S.M. Urban Renewal Associates as the redeveloper for the Kearney Street Area Redevelopment Project (Block 524, Lots 17, 27, 29, 31, 33 and 35; a/k/a 2-34 Kearney Street); further authorizing Director of Development to enter into contract agreement with Redeveloper for sale and redevelopment of said land.

(Sale price pursuant to N.J.S.A. 40A:12-21(j) will be \$100. per unit or \$3900. for 39 units)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne, Rice.

- 7-R-n. Resolution authorizing Director of Development to execute Bargain and Sale Deeds conveying properties listed on Exhibit A in accordance with schedule for conveyance to University Heights Urban Renewal Non-Profit Corp.; further authorizing Director of Development to enter into contract with Redeveloper; property to be redeveloped for residential use.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-o. Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$917,196., New Jersey Enterprise Zone Authority.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-p. Temporary emergency resolution appropriating \$917,196., New Jersey Enterprise Zone Authority; said emergency funds shall be provided in 1988 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-q. Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$144,000., Balanced Housing Neighborhood Rehabilitation Program.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-r. Temporary emergency resolution appropriating \$144,000., Balanced Housing Neighborhood Rehabilitation Program; said emergency funds shall be provided for in 1988 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-s. Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$50,000., Delinquency Prevention for Youth At Risk.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-t.

Temporary emergency resolution appropriating \$50,000., Delinquency Prevention for Youth At Risk; said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-u.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$57,137.45, Nutrition Project for the Elderly.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-v.

Temporary emergency resolution appropriating \$57,137.45, Nutrition Project for the Elderly; said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-w.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$552,042., Newark Homeless Health Care Project.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-x.

Temporary emergency resolution appropriating \$552,042., Newark Homeless Health Care Project; said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-y.

Resolution authorizing transfer of funds, Housing and Community Development Act, Thirteenth Year from Ironbound Health Center, Other Expenses-\$4,000., to Nellie Grier Senior Citizen Center, Other Expenses-\$4,000., pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-z.

Resolution authorizing transfer of reserve funds from Department of Health and Human Services, Division of Community Health, Salaries and Wages-\$10,320., to Other Expenses, Services by Contract or Agreement-\$10,320.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-ba.

Resolution approving determination of Central Planning Board that City Tax Block 95, Lot(s) 1, 2, 3, 4, 8, 16 and 31 (40-66 William Street, 265-267 Halsey Street and 324-326 Washington Street) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order #PM870058, November 20, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-bb.

Resolution approving determination of Central Planning Board that City Tax Block 195, Lot(s) 1, 4, 10, 32, 34, 36 and 38 (39-51 Bruen Street/67-73 New Jersey Railroad Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order #PM870056, October 1, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.

Not Voting: Councilman Tucker.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-bc.

Resolution approving determination of Central Planning Board that City Tax Block 776, Lot 23 (88-92 Grafton Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order #PM870054, September 3, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.

Not Voting: Councilman Tucker.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-bd.

Resolution approving determination of Central Planning Board that City Tax Block 3621, Lot(s) 45 and 47 (9-15 Wolcott Terrace) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order #PM870054, September 3, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.

Not Voting: Councilman Tucker.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-be.

Resolution approving determination of Central Planning Board that City Tax Block 297, Lot(s) 8, 29, 10, 11, 12, 13, 14, 15, 19, 22, 24, 27, 7, 6, 5, 4 and 9 (323-339 Bergen Street, 360-376 Springfield Avenue, 344-356 Camden Street, 340 Camden Street, and 34-42 16th Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order #PM870074, December 3, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-bf.

Resolution approving determination of Central Planning Board that City Tax Block 620, Lot(s) 43 and 47 (24-26 Lincoln Avenue), Block 622, Lot(s) 1, 44, 43, 42, 41 and 3 (2-24 May Street and 29-31 Lincoln Avenue), Block 623, Lot(s) 16, 14, 10 (116-118 Wakeman Avenue and 429 Summer Avenue) and Block 624, Lot 1 (43-49 May Street and 453-455 Summer Avenue), specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order #PM870053, July 29, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-bg.

Resolution approving determination of Central Planning Board that City Tax Block 1887, Lot 54 (95-103 North 6th Street) and City Tax Block 1918, Lot 15 (161-163 Roseville Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order #PM870053, July 29, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-bh.

Resolution approving determination of Central Planning Board that City Tax Block 559, Lot 41 (271-277 Mount Prospect Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order #PM870056, October 1, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.

Not Voting: Councilman Tucker.

Absent During Roll Call: Councilmen Payne, Rice.

February 3, 1988

- 7-R-bi.** Resolution approving determination of Central Planning Board that City Tax Block 2000, Lot 80 (43-47 Jackson Street), City Tax Block 2001, Lot 60 (25-31 Adams Street), City Tax Block 1999, Lot 35 (40 Jackson Street) and Lot 60 (43-47 Van Buren Street) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order #PM870054, September 3, 1987))
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Payne, Rice.
- 7-R-bj.** Resolution approving determination of Central Planning Board that City Tax Block 694, Lots(s) 2, 7 and 9 (691-705 North 6th Street) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order #PM870058, November 20, 1987)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.
Not Voting: Councilman Tucker.
Absent During Roll Call: Councilmen Payne, Rice.
- 7-R-bk.** Resolution approving determination of Central Planning Board that City Tax Block 596, Lot(s) 36 and 37 (572-586 North 6th Street) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order #PM870058, November 20, 1987)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.
Not Voting: Councilman Tucker.
Absent During Roll Call: Councilmen Payne, Rice.
- 7-R-bl.** Resolution approving determination of Central Planning Board that City Tax Block 1975, Lot 7 (567-579 3rd Street) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order #PM870056, October 1, 1987)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.
Not Voting: Councilman Tucker.
Absent During Roll Call: Councilmen Payne, Rice.
- 7-R-bm.** Resolution approving determination of Central Planning Board that City Tax Block 2665, Lot(s) 1, 3, 4, 5, 7 and 8 (306-320 Irvine Turner Boulevard) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order #PM870058, November 20, 1987)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.
Not Voting: Councilman Tucker.
Absent During Roll Call: Councilmen Payne, Rice.

February 3, 1988

- 7-R-bn. Resolution approving determination of Central Planning Board that City Tax Block 442, Lot(s) 21, 22 and 23 (259-263 Broad Street) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order #PM870074, December 3, 1987)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.

Not Voting: Councilman Tucker.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-bo. Resolution authorizing Director of Finance to receive check in amount of \$8,500., as full settlement of claim instituted by City of Newark against Concrete Construction Co., in Superior Court of New Jersey, Law Division, Essex County, for property damage.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-bp. Resolution authorizing Director of Finance to issue check in amount of \$2,500. payable to Willie Watson and his attorneys, Love & Randall, 57 Washington Street, East Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted lawsuit in Superior Court of New Jersey seeking to be awarded compensatory damages, together with interest and cost for injuries which he allegedly received as result of collision with City vehicle, driven by City employee.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-bq. Resolution authorizing Director of Finance to issue and deliver check in amount of \$5,317.55 to Jerry Maultsby and his attorneys, Shapiro & Berardi, 17 Academy Street, Newark, New Jersey, upon receipt of General Release executed by Jerry Maultsby, in favor of City of Newark together with any and all other documents deemed necessary by Corporation Counsel; Police Officer Jerry Maultsby was involved in automobile accident during course of his employment while driving Newark police vehicle, which accident involved unidentified driver; claim submitted to arbitration, which awarded plaintiff \$8,000.; instituted suit in Superior Court of New Jersey, Law Division, Essex County, for injuries seeking to recover payment of award; City of Newark entitled to credit in amount of net workers' compensation lien of \$5,250.87.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-br.

Resolution authorizing Director of Finance to issue check in amount of \$940. to United States of America and attorney, Thomas Greelish, 970 Broad Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; plaintiff, United States of America, by its employee, was operating a motor vehicle on McCarter Highway, Newark, when said vehicle was struck by unmarked vehicle operated by Newark Police Officer during course of employment; instituted suit against City of Newark and Police Officer Bartholomew Colicelli for damage sustained to its vehicle as result of accident in United States District Court for District of New Jersey, Civil Action.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-bs.

Resolution authorizing Director of Finance to issue check in amount of \$250. payable to Mr. Joaquim V. Gonzalez, upon receipt of General Release executed by Mr. Gonzalez in favor of City of Newark and any other documents deemed necessary by Corporation Counsel; complaint instituted by Mr. Gonzalez seeking damages allegedly due as result of injuries to his motor vehicle caused by a pot hole at 50 Mount Prospect Avenue.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-bt.

Resolution authorizing Director of Finance to issue check in amount of \$3,500. to Albren and Mary Bowers and their attorney, James Gibbons, 385 George Street, New Brunswick, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County for injuries resulting from car accident, when plaintiff alleges that he was struck by City vehicle which failed to stop at a red light located at Walnut Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-bu.

Resolution authorizing Director of Finance to issue check in amount of \$2,211.43 payable to Ms. Shirley Harland upon receipt of General Release executed by Ms. Harland in favor of City of Newark and any other documents deemed necessary by Corporation Counsel; complaint instituted by Ms. Harland seeking damages allegedly due as result of injuries to her motor vehicle caused by vehicle owned by City of Newark which struck her vehicle at intersection of Clay Street and McCarter Highway.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-bv.

Resolution authorizing Director of Finance to issue check in amount of \$12,000. to Priscilla Agosto, an infant, by her mother and guardian Ad Litem, Miriam Agosto and their attorneys, Freeman & Bass, 24 Commerce Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Priscilla Agosto, was living in building at 322 Park Avenue, when she alleges she fell through railings on the banister to stairs located there and injured herself; instituted suit in Superior Court of New Jersey, Law Division, Essex County.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-bw.

Resolution authorizing Director of Finance to issue check in amount of \$2,500. payable to Mary Testa and her attorney, Robert Sussman, 56 Broad Street, Bloomfield, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted lawsuit against City of Newark and New Jersey Transit in Superior Court of New Jersey, Law Division, Essex County, for injuries resulting from fall on sidewalk located adjacent to Lackawanna Station on Broad Street.

(Plaintiff agreed to accept \$7,500., City-\$2,500., New Jersey Transit-\$5,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-bx.

Resolution authorizing Director of Finance to issue check in amount of \$14,000. to Joseph DelGrosso and his attorneys, Fusella, Murphy and Sciarillo, 381 Franklin Avenue, Belleville, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted lawsuit in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-by.

Resolution authorizing Director of Finance to issue check in amount of \$7,000. payable to Glen Colson and his attorneys, Lofton, Wolfe and Brechner, 18 Beaver Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted lawsuit against City of Newark and John Santos, City employee, in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of City of Newark and its employee John Santos.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-bz.

Resolution authorizing Director of Finance to accept donation in amount of \$3,000. from the Black Women Lawyers and the National Black M.B.A. Association, Central New Jersey Chapter, for provision of health care services to the homeless population of City of Newark, pursuant to N.J.S.A. 40A:5-29; amount shall be deposited into Newark Homeless Health Care Project Trust Fund.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-ca. Resolution authorizing Director of Finance to accept and deposit into the Homeless Health Care Trust Fund \$3,225.64, donated by Gateway Cable Company, for the provision of health services to the City's homeless population; pursuant to N.J.S.A. 40A:5-29.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-cb. Resolution authorizing Director of Engineering to execute agreement with New Jersey Department of Transportation covering reimbursement for highway lighting maintained within limits of Route 21, in City of Newark, for term beginning January 1 and ending December 31, 1988.; further authorizing Director of Engineering to file necessary invoices and application to receive reimbursement in amount of \$36,556.80.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-cc. Resolution authorizing City Treasurer to issue check in amount of \$107.50 to Robert Brubaker, Jr., Agent, Jordan Baris, Inc., 519 South Orange Avenue, South Orange, New Jersey, for real estate inspection which was not performed by Division of Inspections and Enforcement, as per request of applicant. (830 South 18th Street)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-cd. Resolution authorizing City Treasurer to issue check in amount of \$150. to Jean Green, 103 Littleton Avenue, Newark, New Jersey, for real estate inspection which was not performed by Division of Inspections and Enforcement, as per request of applicant. (103 Littleton Avenue)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-ce. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties located in Borough of West Paterson as set forth in Schedule A. (In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-cf. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A after receipt of all documents deemed appropriate. (In accordance with ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

February 3, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-cg.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A after receipt of all documents deemed appropriate. (In accordance with ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-ch.

Resolution authorizing Director of Finance to cancel \$4,163.27 outstanding water-sewer interest to penalties on properties which the City of Newark, has foreclosed pursuant to In Rem Foreclosure. (507 South 19th Street, Block 324, Lot 48, \$3,180.26, Account No. 02-090-2850-00; 247 West Runyon Street, Block 3030, Lot 7, \$983.01, Account No. 05-244-2400-00)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-ci.

Resolution authorizing Derry Group Urban Renewal Associates, Ltd., a New Jersey Limited Partnership, to commence construction of 128 residential condominium units to be located at 40 Jackson Street (Block 1999, Lot 35); 43-47 Van Buren Street (Block 1999, Lot 60); 43-47 Jackson Street (Block 2000, Lot 80); and 25-31 Adams Street (Block 2001, Lot 60) upon proper application and receipt of site plan, zoning, subdivision building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating the City of Newark or the Municipal Council to grant tax abatement to the project or approve the submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

7-R-cj.

Resolution designating reserved parking area for handicapped motorists on Broad Street, westside, beginning 35 feet south of the southerly curblin of Central Avenue and extending 21 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

February 3, 1988

- 7-R-ck.** Resolution designating reserved parking area for handicapped motorists on Evergreer Avenue, north side, beginning 194 feet east of the easterly curblin of Ross Street and extending 25 feet easterly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-cl.** Resolution designating reserved parking area for handicapped motorists on Van Velsor Place, east side, beginning 188 feet north of the northerly curblin of Chancello Avenue and extending 25 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-cm.** Resolution designating reserved parking area for handicapped motorists on Union Street, eastside, beginning 226 feet north of the northerly curblin of Lafayette Street and extending 38 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-cn.** Resolution congratulating William M. Ashby on the occasion of the new Department of Community Affairs office building in Trenton, New Jersey being dedicated in his honor.

(For action on this resolution see pages 1 and 2 in the minutes of this meeting.)

- 7-R-co.** Resolution recognizing and commending Mrs. Tillie Roselli on the happy occasion of her 75th birthday celebrated on January 23, 1988 at the Port Charles Restaurant in North Arlington, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-cp.** Resolution declaring an emergency exists as to an "Ordinance to amend Title 27, Zoning, Chapter 8, Certificate of Occupancy Required for the Sale, Transfer, Conveyance of Residential Property, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By amending the effective date of said ordinance to August 1, 1988, regarding Certificates of Occupancy)", Ordinance 6-Ph, S & F-e, being finally adopted February 3, 1988, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication in accordance with N.J.S.A. 40:69A-181(b).

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

February 3, 1988

- 7-R-cq. Resolution recognizing and commending former boxer James A. Mobley, a native
(A.S.) of Newark, for his enduring contributions to the sport of boxing.

(For action on this resolution see page 3 in the minutes of this meeting.)

- 7-R-cr. Resolution recognizing and saluting the late Donald Jackson, a lifelong resident
(A.S.) of Newark, for his many years of unwavering service and invaluable leadership to the Newark Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-cs. Resolution recognizing and commending Geraldine George (Gi Gi) Foushee, Executive
(A.S.) Secretary of the Newark Board of Alcoholic Beverage Control, on her selection to Who's Who Among Black Americans, 1988, and her continuing contributions to law enforcement and the Newark community.

(For action on this resolution see page 2 in the minutes of this meeting.)

- 7-R-ct. Resolution recognizing and commending the University High School Women's Volleyball
(A.S.) team for its outstanding athletic achievements.

(For action on this resolution see pages 2 and 3 in the minutes of this meeting.)

- 7-R-cu. Resolution recognizing and commending Valerie Szper for displaying courage
(A.S.) and leadership in protecting her North Ward community from criminal elements.

(For action on this resolution see page 3 in the minutes of this meeting.)

- 7-R-cv. Resolution declaring January 22, 1988 to be "Ukrainian-American Day" within
(A.S.) the City of Newark in recognition of the 70th Anniversary of the Declaration of Independence by the Ukrainian National Republic.

(For action on this resolution see page 3 in the minutes of this meeting.)

- 7-R-cw. Resolution recognizing and commending the Greater Newark Chamber of Commerce,
(A.S.) "Love Newark - Keep It Clean" Committee on the occasion of its fund-raising dinner held at St. Joseph Plaza in Newark on January 29, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

- 7-R-cx. Resolution recognizing and commending Danette Vaughn of Newark for successfully
(A.S.) representing Essex County in the State of New Jersey Junior Miss Beauty Pageant.

(For action on this resolution see page 2 in the minutes of this meeting.)

- 7-R-cy. Resolution ratifying and authorizing Director of Development to enter into
(A.S.) and execute contract with West Side Boys' & Girls' Club Inc., a new Jersey non-profit corporation, for period May 1, 1987 through April 30, 1988, for purpose of providing administrative costs; in amount of \$100,000.; funds provided through H.C.D.A. FY XIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

**7-R-cz.
(A.S.)** Resolution recognizing and commending Police Officer James D. O'Connor for displaying exceptional valor in the apprehension of two suspects who were involved in several armed robberies.

(For action on this resolution see page 4 in the minutes of this meeting.)

**7-R-da.
(A.S.)** Resolution recognizing and commending Police Officer Vincent Cordi for displaying exceptional valor in the apprehension of a suspect who robbed a woman of her purse.

(For action on this resolution see page 4 in the minutes of this meeting.)

**7-R-db.
(A.S.)** Resolution amending Resolution 7-R-bs (A.S.), December 8, 1986, accepting offer from Harry Grant to take all necessary steps, remove present paint layers and substances on the City Hall Dome and replace said layers with a gild prepared surface using xx23k gold leaf gilding; restoration activity shall be commenced upon execution of contract and completed within sixty days thereafter weather permitting; contract shall not exceed one year from date of execution; does not require expenditure of any Municipal funds; by extending contract from September 29, 1987 to April 30, 1988; further, failure to complete construction activity by April 30, 1988 shall be grounds to terminate contract in which event the Corporation Counsel shall present the Letter of Credit provided as a guarantee for the project for payments to the City of Newark and the Director of Engineering shall use such proceeds to complete said project.

(Copy of resolution submitted to each Member of the Council)

A lengthy discussion was held by the Members of the Municipal Council.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Not Voting: Councilwoman Villani.

**7-R-dc.
(A.S.)** Resolution recognizing and commending the congregation of the St. James African Methodist Episcopal Church on the happy occasion of their Annual Founder's Day joyfully celebrated on February 14, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

**7-R-dd.
(A.S.)** Resolution recognizing and commending Dr. Saverio A. Monaco, M.D., on his retirement as a Physician with the Department of Health and Human Services in the City of Newark and expressing appreciation for his outstanding service to the citizens of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Rice, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne.

**7-R-de.
(A.S.)** Resolution recognizing and commending Petrina Livecchi on her retirement as Director of Public Health Nursing Services with the Department of Health and Human Services in the City of Newark and expressing appreciation for her outstanding service to the citizens of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne.

7-R-df.
(A.S.)

Resolution rescinding Tax Abatement Agreement of Mulberry Urban Renewal Associates for failure to submit certified audit reports as required by N.J.S.A. 40:55C-59(d) and the Municipal Ordinance of the City of Newark unless said entity within 30 days following receipt of certified copy of this resolution files the entity's certified auditor's reports for any unreported preceeding, fiscal or calendar years as required by its Financial Agreement authorized by Resolution 7-R-e, December 19, 1984.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,

President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-dg.
(A.S.)

Resolution declaring an emergency exists as to an "Ordinance amending Section 23:5-14, Parking by Permit Only in Designated Areas, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, establishing a parking by permit only area on Cedar Street, from Broad Street to Halsey Street, south side of Cedar Street only", Ordinance 6-Ph, S & F-c, being finally adopted February 3, 1988, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-dh.
(A.S.)

Resolution declaring an emergency exists as to an "Ordinance to amend Title 10, Finance and Taxation, Chapter 11 'Procedures for Application, Approval and Administration of Tax Abatement Agreements' of the Revised Ordinances of the City of Newark, 1966 as amended and supplemented, (By establishing an annual escalator for all projects and annual administrative fee)", Ordinance 6-Ph, S & F-f, being finally adopted February 3, 1988, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-di.
(A.S.)

Resolution welcoming Members from the Mozambican Delegation to the Newark area on Thursday, February 11, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-dj.
(A.S.)

Resolution appointing 102 Special Police Officers for year ending December 31, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-dk.
(A.S.)

Resolution appointing Oliver C. Jacobs, Constable, for a term commencing February 3, 1988 and ending February 2, 1989.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

February 3, 1988

7-R-dl. Resolution appointing Jerome L. McGhee, Constable, for a term commencing
(A.S.) February 3, 1988 and ending February 2, 1989.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-dm. Resolution declaring the Office of Constable, heretofore filled by Robert
(A.S.) Benjamin Helton, pursuant to appointment by the Municipal Council for term commencing April 15, 1987 and ending April 14, 1988, vacant due to failure to comply with provisions of N.J.S.A. 40A:9-126.1.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-dn. Resolution opposing the City Administration's intent to convey City-owned
(A.S.) property (the abandoned New York Susquehanna and Western Railroad right-of-way located in Sussex and Warren Counties to the Department of Environmental Protection; further supporting the sale of aforesaid land to the individual homeowners abutting the abandoned railroad bed.

A motion to adopt the resolution was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.
Not Voting: Councilman Tucker.

Absent During Roll Call: Councilman Payne.

7-R-do. Resolution amending Resolution 7-R-k, December 2, 1987, "Resolution conditionally
(A.S.) designating K. Hovnanian at Newark II, 10 Highway 35, Red Bank, New Jersey, as redevelop for Site 'D' of redevelopment project known as 'University Heights Redevelopment Area' by deleting therefrom Lot 65, in Block 238." (2-10 Jones Street)

(For action on this resolution see page 1 in the minutes of this meeting.)

7-R-dp. Resolution authorizing transfer of reserve funds from various departments and
(A.S.) agencies \$1,600,000. to Department of Engineering, Division of Sanitation, Services by Contract or Agreement-\$1,600,000.; pursuant to N.J.S.A. 40A:4-59.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant.

Engineering Director Zach explained this resolution in detail.

The motion was declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Temporary President Harris.

Not Voting: Councilman Tucker.

Absent During Roll Call: Councilmen Payne, Villani, President Martinez.

A motion to consider Motion 7-M-a at this time was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Harris, Payne.

7-M-a. A MOTION REQUESTING THE LAW DEPARTMENT, IN CONCERT WITH THE BUSINESS ADMINISTRATOR, TO INITIATE A COMPREHENSIVE REVIEW OF ALL CITY-OWNED LAND TO INSURE THAT THE CITY IS RECEIVING RENT FOR ALL LAND USE was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Harris, Payne.

- 7-R-dq. Resolution amending Resolution 7-R-cx and 7-R-cy, adopted September 2, 1987,
(A.S.) authorizing the Business Administrator to execute Bargain and Sale Deed for properties sold at public Auction held July 9, 1987, which was previously amended by Resolution 7-R-cs (A.S.) dated December 2, 1987, which extended the time for closing by further ratifying and granting an extension of time to close title as requested by the successful bidder, H.R. Lambert, Contractor, Inc., for properties known as Block 1854, Lot 20 (493-495 Central Avenue), and Block 1928, Lot 69 (326-328 Park Avenue), through March 3, 1988.

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,

President Martinez.

Absent During Roll Call: Councilman Harris.

- 7-R-dr. Resolution by the Municipal Council of the City of Newark, New Jersey designating
(A.S.) Clifford J. Minor as Presiding Judge of the Municipal Court of the City of Newark.

(For action on this resolution see page 44 in the minutes of this meeting.)

MOTIONS.

- 7-M-a. A MOTION REQUESTING THE LAW DEPARTMENT, IN CONCERT WITH THE BUSINESS ADMINISTRATOR TO INITIATE A COMPREHENSIVE REVIEW OF ALL CITY-OWNED LAND TO INSURE THAT THE CITY IS RECEIVING RENT FOR ALL LAND USE.

(For action on this motion see page 41 in the minutes of this meeting.)

- 7-M-b. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ELIZABETH STUYVESANT KEAN, MOTHER OF THE GOVERNOR OF THE STATE OF NEW JERSEY, THE HONORABLE THOMAS H. KEAN was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,

President Martinez.

Absent During Roll Call: Councilman Harris.

- 7-M-c. A MOTION CONGRATULATING COMMISSIONER OF COMMUNITY AFFAIRS LEONARD COLEMAN AND HIS WIFE, GABRIELLA, ON THE RECENT BIRTH OF THEIR BABY BOY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,

President Martinez.

Absent During Roll Call: Councilman Harris.

(For further action on additional motions, see page 48 in the minutes of this meeting.)

A motion to consider Items 8-f, 8-g, 8-q (A.S.) and 8-r (A.S.) at this time was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

8-f.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received January 22, 1988, appointing Ms. Myrna Milan, as a Municipal Court Judge, for a term commencing upon confirmation and expiring February 2, 1991.

(Replaces Judge Anthony J. Guerino who is currently in holdover status (Term expired February 17, 1984))

(Copy of communication submitted to each Member of the Council)
(Ms. Milan met with the Council February 2, 1988)

A motion to confirm the nomination of Ms. Myrna Milan, as a Municipal Court Judge, for a term commencing upon confirmation and expiring February 2, 1991, was made by Councilman Carrino, seconded by President Martinez.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: This nomination is confirmed.

8-g.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received January 22, 1988, appointing Ms. Alison Brown-Jones, as a Municipal Court Judge, for a term commencing upon confirmation and expiring July 7, 1990.

(Replaces vacancy created by Judge Julio Fuentes' appointment to Superior Court of State of New Jersey. Judge Fuentes was in holdover status. Term expired July 7, 1984)

(Copy of communication submitted to each Member of the Council)
(Ms. Jones met with the Council February 2, 1988.)

A motion to confirm the nomination of Ms. Alison Brown-Jones, as a Municipal Court Judge, for a term commencing upon confirmation and expiring July 7, 1990, was made by Councilman Grant, seconded by Councilwoman Villani.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: This nomination is confirmed.

8-q.
(A.S.)

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 3, 1988, appointing Mr. Anthony J. Guerino, as an Acting Municipal Court Judge, for a term commencing upon confirmation and expiring February 2, 1989.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mr. Anthony Guerino, as an Acting Municipal Court Judge, for a term commencing upon confirmation and expiring February 2, 1989, was made by Councilman Harris, seconded by President Martinez.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: This nomination is confirmed.

8-r.
(A.S.)

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 3, 1988, re-appointing Mr. Clifford Minor, as a Municipal Court Judge, for a term commencing March 29, 1988 and expiring March 28, 1991.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mr. Clifford Minor as a Municipal Court Judge, for a term commencing March 29, 1988 and expiring March 28, 1991, was made by Councilman Tucker, seconded by Councilman Rice.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: This nomination is confirmed.

A motion to consider Resolution 7-R-dr (A.S.) at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dr. Resolution by the Municipal Council of the City of Newark, New Jersey designating
(A.S.) Clifford J. Minor as Presiding Judge of the Municipal Court of the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Tucker requested, through the chair, that the City Clerk be directed to communicate with the Business Administrator requesting him to check with the Tax Collector and Tax Assessor to find out why the laundromat located on the corner of Spruce Street and Irvine Turner Boulevard has a tax abatement when an application was never filed or voted on.

A motion to consider Items 8-a through 8-e and 8-h through 8-p (A.S.) at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-a. The City Clerk presented Communication from Business Administrator Monteilh, received January 12, 1988, enclosing proposed "Ordinance amending Section 23:5-7. Stopping or Standing Prohibited in Certain Areas At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Revises alternate side of the street parking schedule for streets in noted areas immediately surrounding Rutgers, New Jersey Institute of Technology and Essex County College to permit street cleaning to be performed at night)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 17, 1988, agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-b. The City Clerk presented Communication from Business Administrator Monteilh, received January 14, 1988, enclosing proposed "Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street."

(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 17, 1988, agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received January 14, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'Site Plan Review Ordinance of the City of Newark', Title 16, Chapter 9, Section 8, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To amend Title 16, Chapter 9, Section 8, 'Site Plan Fees' in parts)."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 17, 1988, agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-d. The City Clerk presented Communication from Business Administrator Monteilh, received January 22, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-bf) adopted November 22, 1966 as amended and supplemented (To create the titles of 'Communications Operator' and 'Chief Communications Operator' and to abolish the titles of 'Fire Alarm Operator' and 'Chief Fire Alarm Operator' in the Department of Fire)."

(Communications Operator (Fire) 1/1/88 \$25,500.00 - \$31,728.32

Chief Communications Operator (Fire) 1/1/88 \$29,913.94 - 32,189.02)

(Creating 2 titles in Department of Fire as result of New Jersey Department of Personnel reclassification and abolishing old titles. Salary remains the same. Represented by F.M.B.A.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 17, 1988, agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-e. The City Clerk presented Communication from Business Administrator Monteilh, received January 22, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To abolish the title of 'Principal Clerk Bookkeeper' in the Department of Finance)"

(Principal Clerk

Bookkeeper (35 hours) 2 1/1/88 \$15,557.75 - \$18,272.57)

(Abolishing title Principal Clerk Bookkeeper per New Jersey Department of Personnel Standardization Program. Represented by Newark Council #21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 17, 1988, agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-h. The City Clerk presented Communication from Business Administrator Monteilh, received January 25, 1988, enclosing proposed "Ordinance amending Title 2, Administration Chapter 10, Department of Health and Human Services, Article 2, Division of Health, Section 5(d), of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented (By amending the burial/removal permit fee)"

(Amends burial permit fee from \$2.00 to \$1.00 pursuant to State Statute)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 17, 1988, agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-i. The City Clerk presented Communication from Business Administrator Monteilh, received January 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title of Supervising Mechanic and to abolish the title of Mechanic Foreman in the Department of General Services)."

(Supervising Mechanic

(40 Hours) 5 1/1/87 \$29,966.30 - \$30,838.62 - \$31,693.97)

(Title change due to New Jersey Department of Personnel reclassification.

Creating Supervising Mechanic and abolishing Mechanic Foreman in Department of General Services. Represented by Trades Benevolent Association. No change in salary range.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 17, 1988, agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-j. The City Clerk presented Communication from Business Administrator Monteilh, received January 25, 1988, enclosing proposed "Ordinance amending Section 23:4.1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on 11th, 12th, and 13th Streets."

(11th Street, from Park Avenue to 4th Avenue.

12th Street, from Park Avenue to 4th Avenue.

13th Street, from Park Avenue to 4th Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 17, 1988, agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-k. The City Clerk presented Communication from Business Administrator Monteilh, received January enclosing proposed "Ordinance amending Title 20, Chapter 1, of the Revised Ordinances of the City of Newark (1966) by amending Section 16."

(To establish fees for certain services provided by Police Department; Clearance visas and letters of good conduct-\$10.; each set of fingerprints authorized to be taken by the rules and regulations-\$4.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 17, 1988, agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-l. The City Clerk presented Communication from Business Administrator Monteilh, received January 25, 1988, enclosing proposed "Ordinance authorizing the execution of a lease between the City of Newark, Owner, and the Black Youth Organization/Chad School, tenant for approximately 6,804 square feet of vacant land of the premises commonly known as 302-302½ South 9th Street and 304-306 South 9th Street, for the sum of one hundred dollars (\$100.00) or County taxes, whichever is greater, per year for a period of ten years.

(February 1, 1988 to January 31, 1998)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 17, 1988, agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-m.

The City Clerk presented Communication from Business Administrator Monteilh, received January 25, 1988, enclosing proposed "Ordinance to amend and supplement Title 12, Food, Drug and Cosmetic Business; Chapter 2, Food Caterers and Sanitary Regulations; Section 33, License Fee, Duration of Licenses and Chapter 4, Milk and Milk Products, Section 81, License Application; Issuance: Fee; Term; Separate License for Each Machine, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Increases various license fees charged by Division of Permits and Licenses.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 17, 1988, agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-n.

The City Clerk presented Communication from Business Administrator Monteilh, received January 25, 1988, enclosing proposed "Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating 12th Avenue as a one-way street."

(12th Avenue, eastbound, from Wallace Street to West Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 17, 1988, agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-o.

The City Clerk presented Communication from Business Administrator Monteilh, received January 25, 1988, enclosing proposed "Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of North Munn and Tremont Avenues."

(Intersection: North Munn and Tremont Avenues)

Right Turn on Red Prohibition: All Right Turns)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 17, 1988, agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-p.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend Title 10, Chapter 11, 'Tax Exemptions and Abatements for Commercial and Industrial Improvements and Projects and Additionally Embracing Procedures for Application, Approval and Administration of Tax Abatement Agreements' of the Revised Ordinances of the City of Newark, 1966 as amended and supplemented, (By requiring submittal of Certified Auditor's reports to the Finance Director and the City Clerk)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 17, 1988, agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

(For action on Motions 7-M-a, 7-M-b and 7-M-c, see pages 41 and 42 in the minutes of this meeting.)

- 7-M-d.** A MOTION DIRECTING THE CITY CLERK TO SEND A LETTER TO UNITED STATES PRESIDENT RONALD REAGAN INDICATING THAT HIS LACK OF PERSONAL CONGRATULATIONS TO SUPER BOWL XXII MOST VALUABLE PLAYER DOUG WILLIAMS, IMMEDIATELY AFTER THE GAME, WAS VERY NOTICEABLE TO THE AMERICAN PUBLIC was made by Councilman Tucker, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:
 Yes: Councilmen Branch, Grant, Rice, Tucker, Villani, Temporary President Harris.
 Absent During Roll Call: Councilmen Carrino, Payne.
 Absent: President Martinez.
- 7-M-e.** A MOTION EXTENDING CONGRATULATIONS TO THE WASHINGTON REDSKINS FOOTBALL TEAM FOR THEIR SMASHING VICTORY OVER THE DENVER BRONCOS DURING SUPER BOWL XXII was made the Council of the Whole and declared adopted by Temporary President Harris by the following votes:
 Yes: Councilmen Branch, Grant, Rice, Tucker, Villani, Temporary President Harris.
 Absent During Roll Call: Councilmen Carrino, Payne.
 Absent: President Martinez.
- 7-M-f.** A MOTION REQUESTING THAT THE ADMINISTRATION STRICTLY ENFORCE THE ORDINANCE WHICH PROHIBITS THE PARKING OF TRUCKS IN VACANT LOTS WITHIN THE CITY was made by Councilman Branch, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:
 Yes: Councilmen Branch, Grant, Rice, Tucker, Villani, Temporary President Harris.
 Absent During Roll Call: Councilmen Carrino, Payne.
 Absent: President Martinez.
- 7-M-g.** A MOTION REQUESTING THE UNIVERSITY OF MEDICINE AND DENTISTRY OF NEW JERSEY TO REMOVE THE EXCESSIVE DEBRIS BEING CAUSED BY THE EXCAVATION OF THE NEW PARKING LOT was made by Councilman Grant, seconded by by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:
 Yes: Councilmen Branch, Grant, Rice, Tucker, Villani, Temporary President Harris.
 Absent During Roll Call: Councilmen Carrino, Payne.
 Absent: President Martinez.
- 7-M-h.** A MOTION REQUESTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO INSPECT AND MEASURE THE POLLUTION CONTENT OF THE AIR EMANATING FROM THE SMOKE STACKS AT THE UNIVERSITY OF MEDICINE AND DENTISTRY OF NEW JERSEY was made by Councilman Rice, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:
 Yes: Councilmen Branch, Grant, Rice, Tucker, Villani, Temporary President Harris.
 Absent During Roll Call: Councilmen Carrino, Payne.
 Absent: President Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a.** The City Clerk presented Communication from Business Administrator Monteilh, received January 12, 1988, enclosing proposed "Ordinance amending Section 23:5-7. Stopping or Standing Prohibited in Certain Areas At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."
 (Revises alternate side of the street parking schedule for streets in noted areas immediately surrounding Rutgers, New Jersey Institute of Technology and Essex County College to permit street cleaning to be performed at night)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance see page 44 in the minutes of this meeting)

- 8-b. The City Clerk presented Communication from Business Administrator Monteilh, received January 14, 1988, enclosing proposed "Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street."
(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance see page 44 in the minutes of this meeting)
- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received January 14, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'Site Plan Review Ordinance of the City of Newark', Title 16, Chapter 9, Section 8, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To amend Title 16, Chapter 9, Section 8, 'Site Plan Fees' in parts)."
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance, see page 45 in the minutes of this meeting)
- 8-d. The City Clerk presented Communication from Business Administrator Monteilh, received January 22, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-bf) adopted November 22, 1966 as amended and supplemented (To create the titles of 'Communications Operator' and 'Chief Communications Operator' and to abolish the titles of 'Fire Alarm Operator' and 'Chief Fire Alarm Operator' in the Department of Fire)."
(Communications Operator (Fire) 1/1/88 \$25,500.00 - \$31,728.32

Chief Communications Operator (Fire) 1/1/88 \$29,913.94 - 32,189.02)
(Creating 2 titles in Department of Fire as result of New Jersey Department of Personnel reclassification and abolishing old titles. Salary remains the same. Represented by F.M.B.A.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance see page 45 in the minutes of this meeting)
- 8-e. The City Clerk presented Communication from Business Administrator Monteilh, received January 22, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To abolish the title of 'Principal Clerk Bookkeeper' in the Department of Finance)"
(Principal Clerk
Bookkeeper (35 hours) 2 1/1/88 \$15,557.75 - \$18,272.57)
(Abolishing title Principal Clerk Bookkeeper per New Jersey Department of Personnel Standardization Program. Represented by Newark Council #21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance see page 45 in the minutes of this meeting)
- 8-f. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received January 22, 1988, appointing Ms. Myrna Milan, as a Municipal Court Judge, for a term commencing upon confirmation and expiring February 2, 1991.
(Replaces Judge Anthony J. Guerino who is currently in holdover status (Term expired February 17, 1984))
(Copy of communication submitted to each Member of the Council)
(Ms. Milan met with the Council February 2, 1988)

(For action on this ordinance see page 43 in the minutes of this meeting)
- 8-g. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received January 22, 1988, appointing Ms. Alison Brown-Jones, as a Municipal Court Judge, for a term commencing upon confirmation and expiring July 7, 1990.
(Replaces vacancy created by Judge Julio Fuentes' appointment to Superior Court of State of New Jersey. Judge Fuentes was in holdover status. Term expired July 7, 1984)
(Copy of communication submitted to each Member of the Council)
(Ms. Jones met with the Council February 2, 1988.)

(For action on this ordinance see page 43 in the minutes of this meeting)

- 8-h. The City Clerk presented Communication from Business Administrator Monteilh, received January 25, 1988, enclosing proposed "Ordinance amending Title 2, Administration Chapter 10, Department of Health and Human Services, Article 2, Division of Health, Section 5(d), of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented (By amending the burial/removal permit fee)"
 (Amends burial permit fee from \$2.00 to \$1.00 pursuant to State Statute)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance see page 45 in the minutes of this meeting)

- 8-i. The City Clerk presented Communication from Business Administrator Monteilh, received January 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title of Supervising Mechanic and to abolish the title of Mechanic Foreman in the Department of General Services)."
 (Supervising Mechanic
 (40 Hours) 5 1/1/87 \$29,966.30 - \$30,838.62 - \$31,693.97)
 (Title change due to New Jersey Department of Personnel reclassification.
 Creating Supervising Mechanic and abolishing Mechanic Foreman in Department of General Services. Represented by Trades Benevolent Association. No change in salary range.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance see page 46 in the minutes of this meeting)

- 8-j. The City Clerk presented Communication from Business Administrator Monteilh, received January 25, 1988, enclosing proposed "Ordinance amending Section 23:4.1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on 11th, 12th, and 13th Streets."
 (11th Street, from Park Avenue to 4th Avenue.
 12th Street, from Park Avenue to 4th Avenue.
 13th Street, from Park Avenue to 4th Avenue.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance see page 46 in the minutes of this meeting)

- 8-k. The City Clerk presented Communication from Business Administrator Monteilh, received January enclosing proposed "Ordinance amending Title 20, Chapter 1, of the Revised Ordinances of the City of Newark (1966) by amending Section 16."
 (To establish fees for certain services provided by Police Department; Clearance visas and letters of good conduct-\$10.; each set of fingerprints authorized to be taken by the rules and regulations-\$4.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance see page 46 in the minutes of this meeting)

- 8-l. The City Clerk presented Communication from Business Administrator Monteilh, received January 25, 1988, enclosing proposed "Ordinance authorizing the execution of a lease between the City of Newark, Owner, and the Black Youth Organization/Chad School, tenant for approximately 6,804 square feet of vacant land of the premises commonly known as 302-302½ South 9th Street and 304-306 South 9th Street, for the sum of one hundred dollars (\$100.00) or County taxes, whichever is greater, per year for a period of ten years.
 (February 1, 1988 to January 31, 1998)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance see page 46 in the minutes of this meeting)

8-m.

The City Clerk presented Communication from Business Administrator Monteilh, received January 25, 1988, enclosing proposed "Ordinance to amend and supplement Title 12, Food, Drug and Cosmetic Business; Chapter 2, Food Caterers and Sanitary Regulations; Section 33, License Fee, Duration of Licenses and Chapter 4, Milk and Milk Products, Section 81, License Application; Issuance: Fee; Term; Separate License for Each Machine, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Increases various license fees charged by Division of Permits and Licenses.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance see page 47 in the minutes of this meeting)

8-n.

The City Clerk presented Communication from Business Administrator Monteilh, received January 25, 1988, enclosing proposed "Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating 12th Avenue as a one-way street."

(12th Avenue, eastbound, from Wallace Street to West Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance see page 47 in the minutes of this meeting)

8-o.

The City Clerk presented Communication from Business Administrator Monteilh, received January 25, 1988, enclosing proposed "Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of North Munn and Tremont Avenues."

(Intersection: North Munn and Tremont Avenues

Right Turn on Red Prohibition: All Right Turns)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance see page 47 in the minutes of this meeting)

8-p.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend Title 10, Chapter 11, 'Tax Exemptions and Abatements for Commercial and Industrial Improvements and Projects and Additionally Embracing Procedures for Application, Approval and Administration of Tax Abatement Agreements' of the Revised Ordinances of the City of Newark, 1966 as amended and supplemented, (By requiring submittal of Certified Auditor's reports to the Finance Director and the City Clerk)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance see page 47 in the minutes of this meeting)

8-q.
(A.S.)

The City Clerk presented Communication from His honor, Mayor Sharpe James, received February 3, 1988, appointing Mr. Anthony J. Guerino, as an Acting Municipal Court Judge, for a term commencing upon confirmation and expiring February 2, 1989.

(Copy of communication submitted to each Member of the Council)

(For action on this ordinance see page 43 in the minutes of this meeting)

8-r.
(A.S.)

The City Clerk presented Communication from His honor, Mayor Sharpe James, received February 3, 1988, re-appointing Mr. Clifford Minor, as a Municipal Court Judge, for a term commencing March 29, 1988 and expiring March 28, 1991.

(Copy of communication submitted to each Member of the Council)

(For action on this ordinance see page 43 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from January 9, 1988 to January 27, 1988:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Immaculate Conception Church	9851 (Amended)
Polish Falcons Nest 104	9868

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Perpetual Help Parents' Association	9867
Rosary Altar Society Sacred Heart Church Vailsburg	9869
A.B. Roy Foundation	9870
St. Columba Church	9871

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: Councilmen Carrino, Payne.

Absent: President Martinez.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: Councilmen Carrino, Payne.

Absent: President Martinez.

This meeting adjourned at 4:45 P.M.

APPROVED:


Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, February 17, 1988

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:06 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Marie Reddick, Zion Hope Baptist Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilman Grant, Harris, Payne, Rice, Tucker, President Martinez, Deputy City Clerk Mark E. Davis, Deputy Clerk of the Municipal Council, Assistant Corporation Counsel Victor Raimo, Lieutenant Detective James Reed and Detective James Miller, Jr., Sergeants-At-Arms.

Absent: Councilmen Branch, Carrino, Villani.

(Councilman Branch arrived at 8:16 P.M.)

(Councilwoman Villani arrived at 8:21 P.M.)

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

President Martinez announced that Councilman Carrino will not be present due to illness.

A motion to consider Resolutions 7-R-bx, 7-R-by, 7-R-ca, 7-R-cb, on this agenda and 7-R-cr (A.S.), February 3, 1988 at this time was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Carrino, Villani.

7-R-bx.

Resolution recognizing and commending Lieutenant John Arnold Sr., on his retirement from the Newark Police Department.

Councilman Harris read and presented, on behalf of the Members of the Municipal Council, a suitably inscribed resolution to Lieutenant John Arnold, Sr.

Lieutenant Arnold thanked the Members of the Municipal Council for honoring him with the presentation of this resolution.

(For action on this resolution, see page 45 in the minutes of this meeting)

(Councilman Branch arrived at 8:16 P.M.)

7-R-by.

Resolution recognizing and commending Mrs. Anzella Nelms, for her instrumental leadership as the Principal of Camden Street School.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Villani.

Councilman Branch read and presented, on behalf of the Members of the Municipal Council, a suitably inscribed resolution to Mrs. Nelms.

Mrs. Nelms expressed her gratitude for being honored with this resolution.

(Councilwoman Villani arrived at 8:21 P.M.)

FEBRUARY 17, 1988

February 17, 1988

7-R-ca. Resolution recognizing and commending Detective Patrick Meeham on his retirement from the Newark Police Department after 25 years of distinguished service.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez read and presented, on behalf of the Members of the Municipal Council, a suitably inscribed resolution to Detective Meeham.

Detective Meeham thanked the Municipal Council for presenting him with this honor.

7-R-cb. Resolution recognizing and commending Ms. Helen H. Poch on the blessed occasion of her Seventy-Fifth Birthday, joyfully celebrated on February 21, 1988.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez read and presented, on behalf of the Members of the Municipal Council, a suitably inscribed resolution to Ms. Poch.

Ms. Poch thanked the Members of the Municipal Council for honoring her in this fashion.

Resolution recognizing and saluting the late Donald Jackson, a lifelong resident of Newark, for his many years of unwavering service and invaluable leadership to the Newark Community. (7-R-cr (A.S.), February 3, 1988).

Councilman Branch read and presented, on behalf of the Members of the Municipal Council, a suitably inscribed resolution to the family of the late Donald Jackson.

Mrs. Kathleen Jackson, on behalf of her family members, thanked the members of the Municipal Council for honoring her late husband with this commendation.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The Deputy City Clerk presented Copy of Minutes of Meeting of Housing Authority of City of Newark, held December 17, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

4-b.

The Deputy City Clerk presented **Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held December 17, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

4-c.

The Deputy City Clerk presented **Copy of Minutes of Special Meeting of Housing Authority of City of Newark, held December 29, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

4-d.

The Deputy City Clerk presented **Copy of Minutes of Special Private Meeting of Board of Trustees of Newark Public Library, held September 11, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

4-e.

The Deputy City Clerk presented **Copy of Minutes of Special Private Meeting of Board of Trustees of Newark Public Library, held October 19, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

4-f.

The Deputy City Clerk presented **Copy of Minutes of Meeting of Board of Trustees of Newark Public Library, held December 16, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

4-g.

The Deputy City Clerk presented **Copy of Minutes of Executive Session of Board of Trustees' Meeting of Newark Public Library, held December 16, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

4-h.

The Deputy City Clerk presented **Copy of Minutes of Meeting of Board of Trustees of Newark Public Library, held January 6, 1988.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 4-i. The Deputy City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held December 18, 1987.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
 Absent: Councilman Carrino.
- 4-j. The Deputy City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held December 18, 1987.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
 Absent: Councilman Carrino.
- 4-k. The Deputy City Clerk presented Copy of Minutes of Meeting of Board of Alcoholic Beverage Control, held June 22, 1987, August 10, 1987, November 9, 1987, November 23, 1987, November 30, 1987, December 7, 1987, December 14, 1987 and December 21, 1987.
 (Copy submitted to each Member of the Council)
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
 Absent: Councilman Carrino.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

- 6-F-a. The Deputy City Clerk read An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.
 (Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Department of Transportation, Division of Traffic Engineering)
 (Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)
 (Business Administrator Monteilh met with the Council February 2, 1988)
- A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
 Absent: Councilman Carrino.
- 6-F-b. The Deputy City Clerk read An ordinance amending 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.
 (Deleting: Blanchard Street, both sides, beginning 2180 feet north of the northerly curblin of Raymond Boulevard to its terminus.
 Adding: Blanchard Street, both sides, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

February 17, 1988

A motion to table the ordinance was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-F-c.

The Deputy City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Irvine Turner Boulevard as a one-way Street.

(Irvine Turner Boulevard: Southbound, from Clinton Avenue to West Runyon Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading; further, directing the Deputy City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference March 1, 1988 was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1988.

6-F-d.

The Deputy City Clerk read An Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Bleeker Street as a one-way street.

(Bleeker Street; eastbound, from Summit Street to Dr. Martin Luther King, Jr. Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-F-e.

The Deputy City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Summit Street as a one-way street.

(Summit Street, southbound, from Central Avenue to Bleeker Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1988.

6-F-f.

The Deputy City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Pearl Street as a one-way street.**

(Pearl Street, eastbound, from Halsey Street to Chapel Court)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-F-g.

The Deputy City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Chapel Court as a one-way street.**

(Chapel Court, northbound, from Pearl Street to William Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-F-h.

The Deputy City Clerk read **An ordinance to amend and supplement Title 5, Amusements and Amusement Businesses, Chapter 7, Public Dance Halls and Public Dances, Section 5(c), License Fees, of the City of Newark, New Jersey, 1966, as amended and supplemented.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Monteilh, Corporation Counsel Grant, Director of Land Use Control McLucas and Manager Division of Permits and Licenses Kerr met with the Council February 17, 1988)

A motion to amend the ordinance by deleting the license fee to be charged for "Space over 250 Square feet.....\$250 was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

A motion to adopt the ordinance, as amended, on first reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1988.

6-F-i.

The Deputy City Clerk read **An ordinance amending Section 23:5-7. Stopping or Standing Prohibited in Certain Areas At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.**

(Revises alternate side of the street parking schedule for streets in noted areas immediately surrounding Rutgers, New Jersey Institute of Technology and Essex County College to permit street cleaning to be performed at night)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1988.

6-F-j.

The Deputy City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.**

(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering; further directing the Deputy City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference March 1, 1988 was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-F-k.

The Deputy City Clerk read **An ordinance to amend an ordinance entitled "Site Plan Review Ordinance of the City of Newark", Title 16, Chapter 9, Section 8, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To amend Title 16, Chapter 9, Section 8, 'Site Plan Fees' in parts).**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1988.

February 17, 1988

6-F-1.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-bf) adopted November 22, 1966 as amended and supplemented (To create the titles of "Communications Operator" and "Chief Communications Operator" and to abolish the titles of "Fire Alarm Operator" and "Chief Fire Alarm Operator" in the Department of Fire).

(Communications Operator (Fire) 1/1/88 \$25,500.00 - \$31,728.32

Chief Communications Operator (Fire) 1/1/88 \$29,913.94 - 32,189.02)

(Creating 2 titles in Department of Fire as result of New Jersey Department of Personnel reclassification and abolishing old titles. Salary remains the same. Represented by F.M.B.A.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1988.

6-F-m.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor" (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To abolish the title of "Principal Clerk Bookkeeper" in the Department of Finance)

(Principal Clerk

Bookkeeper (35 hours) (2) 1/1/88 \$15,557.75 - \$18,272.57)

(Abolishing title Principal Clerk Bookkeeper per New Jersey Department of Personnel's Standardization Program. Represented by Newark Council #21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1988.

6-F-n.

The Deputy City Clerk read An ordinance amending Title 2, Administration, Chapter 10, Department of Health and Human Services, Article 2, Division of Health, Section 5(d), of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented (By amending the burial/removal permit fee).

(Amends burial permit fee from \$2.00 to \$1.00 pursuant to State Statute)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1988.

6-F-o.

The Deputy City Clerk read **An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title of Supervising Mechanic and to abolish the title of Mechanic Foreman in the Department of General Services).**

(Supervising Mechanic

(40 Hours)

(5) 1/1/87 \$29,966.30 - \$30,838.62 - \$31,693.97)

(Title change due to New Jersey Department of Personnel reclassification.

Creating Supervising Mechanic and abolishing Mechanic Foreman in Department of General Services. Represented by Trades Benevolent Association. No change in salary range.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1988.

6-F-p.

The Deputy City Clerk read **An ordinance amending Section 23:4.1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on 11th, 12th, and 13th Streets.**

(11th Street, from Park Avenue to 4th Avenue.

12th Street, from Park Avenue to 4th Avenue.

13th Street, from Park Avenue to 4th Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-F-q.

The Deputy City Clerk read **An ordinance amending Title 20, Chapter 1, of the Revised Ordinances of the City of Newark (1966) by amending Section 16.**

(To establish fees for certain services provided by Police Department; Clearance visas and letters of good conduct-\$10.; each set of fingerprints authorized to be taken by the rules and regulations-\$4.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1988.

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6-F-r.

The Deputy City Clerk read An ordinance authorizing the execution of a lease between the City of Newark, Owner, and the Black Youth Organization/Chad School, tenant for approximately 6,804 square feet of vacant land of the premises commonly known as 302-302½ South 9th Street and 304-306 South 9th Street, for the sum of one hundred dollars (\$100.00) or County taxes, whichever is greater, per year for a period of ten years.

(February 1, 1988 to January 31, 1998)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1988.

6-F-s.

The Deputy City Clerk read An ordinance to amend and supplement Title 12, Food, Drug and Cosmetic Business; Chapter 2, Food Caterers and Sanitary Regulations; Section 33, License Fee, Duration of Licenses and Chapter 4, Milk and Milk Products, Section 81, License Application; Issuance: Fee; Term; Separate License for Each Machine, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Increases various license fees charged by Division of Permits and Licenses.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1988.

6-F-t.

The Deputy City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating 12th Avenue as a one-way street.

(12th Avenue, eastbound, from Wallace Street to West Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: - Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-F-u.

The Deputy City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of North Munn and Tremont Avenues.

(Intersection: North Munn and Tremont Avenues

Right Turn on Red Prohibition: All Right Turns)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

February 17, 1988

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A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-F-v.

The Deputy City Clerk read An ordinance to amend Title 10, Chapter 11, "Tax Exemptions and Abatements for Commercial and Industrial Improvements and Projects and Additionally Embracing Procedures for Application, Approval and Administration of Tax Abatement Agreements" of the Revised Ordinances of the City of Newark, 1966 as amended and supplemented, (By requiring submittal of Certified Auditor's reports to the Finance Director and the City Clerk).
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1988.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Street, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Elm Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Elm Street:

From McCarter Highway to Mulberry Street.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of transportation for her approval.

February 17, 1988

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turn prohibitions on Clay Street at McCarter Highway.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-2, Left Turn Prohibitions, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

East on Clay Street to north on McCarter Highway
6:00 am to 9:30 am and 3:30 pm to 6:00 pm
Monday through Friday

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for her approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-k, adopted June 4, 1986, entitled "Ordinance to grant five year tax abatement for a commercial improvement erected on premises known as 428-450 Carnegie Avenue, Block 5090, Lot 28 on the Official Tax Map (Year 1986) of the City of Newark, New Jersey, by increasing annual service charge."

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the above ordinance authorized the City to enter into a Five Year Tax Abatement with R.J.B. Associates for a commercial improvement in the form of new construction located at 428-450 Carnegie Avenue, Newark, New Jersey (Block 5090, Lot 28); and

WHEREAS, said Ordinance incorrectly sets forth the estimated annual service charge applicable to said Tax Abatement as based on 2% of the cost of construction (\$95,300.00) as opposed to the correct formula of 2% of the total cost of the project as is required by N.J.S.A. 54:4-3.101.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The Ordinance, 6S&FK, June 4, 1986, referred to in the title above be amended by correcting the language in paragraph number 2, to read as follows:

"2. That in consideration of said Tax Abatement on the new construction, R.J.B. Associates will pay to City of Newark an annual service charge of approximately \$104,300.00, representing 2% of the total cost of the project, estimated at \$5,215,000.00."

2. This amending and modifying Ordinance shall take effect upon publication and passage, according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council questioning who the applicant was.

President Martinez replied that RJB Associates is the applicant, but they are increasing the annual service charge on this application.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Section 40.4, Minority Business Enterprise (MBE) and Women Business Enterprises (WBE) Set Aside Program of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, pursuant to P.L. 1985, c.482 the City of Newark has established a Minority Business Enterprises and Women Business Enterprises Set Aside Program; and

WHEREAS, the present ordinance incorrectly states that three (3) bids rather than two (2) bids must be received in order to specifically set aside a contract for this program.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY

SECTION 1. That Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Section 40.4, Paragraph E(1) be and is hereby amended to read in its entirety as follows:

- (E) "Award standards and the Affirmative Action Officer's responsibility for monitoring Purchasing Agent compliance with these provisions."
- (1) Any contract specifically set aside for minority and/or female businesses must be a competitive bid, either through public advertising or through informal bidding, and may be awarded only if responsive bids from at least two (2) qualified bidders are received.

SECTION 2. Any Ordinance or parts thereof which is inconsistent with the provisions herein shall be repealed.

SECTION 3. This Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The City Clerk was directed to invite Business Administrator Monteilh, Corporation Counsel Grant, Essex County Delegation and State Senator Wynona Lipman to meet with the Council at a future special conference to discuss this item.

6-Ph, S & F-e.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Supervisor, Water and to abolish the title of Water Foreman in the Department of Engineering).

(Title change due to New Jersey Department of Personnel creating Supervisor, Water and abolishing Water Foreman in Department of Engineering. Represented by Local 2297 A.F.S.C.M.E. (Supervisors). Salary remains the same.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Supervisor, Water
4266 (40 Hrs.) (8) 1/1/87 \$16,360.35 - \$19,884.64

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the title, as follows, to wit:

POSITION

Water Foreman
4266 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECITON 4. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Senior Clerk, Bilingual in Spanish and English in the Department of Health and Human Services).

((Creating title of Senior Clerk Bilingual in Spanish and English in Department of Health and Human Services. Necessary to meet needs of large number of Spanish speaking patients attending city clinics. No increase in head count since an employee in another title resigned. Fiscal impact will be decreased approximately \$6,000. Represented by Newark Council #21, Civil Service Association.))

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the title as follows, to wit:

POSITION

Senior Clerk, Bilingual In Spanish and English 3248 (35 Hrs.)	(1)	\$12,505.06 - \$14,885.49
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SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Finance and establishing salaries therefor" (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create the title of Supervisor of Water Meter Readers and Water Service and to abolish the title of Supervisor, Customer Service in the Department of Finance).

((Creating title of Supervisor of Water Meter Readers and Water Service and abolishing Supervisor, Customer Service. Fiscal Impact will be cost savings of approximately \$15,780. for 1988. Represented by Newark Council #21, Civil Service Association.))

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 2 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented be amended to create the title, as follows, to wit:
POSITIONS

Supervisor of Water Meter
Readers and Water Service
4096 (40 Hrs.) (1) 1/1/88 \$28,328.61 - \$34,116.81

SECTION 2. Section 2 of the aforementioned ordinance be further amended to abolish the following title and title code, as follows, to wit:

POSITIONS

SUPERVISOR, CUSTOMER SERVICE
A013 (35 Hrs.)

SECTION 3. The establishment of the hereinabove position title shall be effective as of January 1, 1988.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Delivery Worker in the Department of Health and Human Services).

(Title change due to New Jersey Department of Personnel. Old title must remain for employee to receive longevity payments. Fiscal Impact will be \$831.33 for 1988. Represented by Newark Council #21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6S&FX) adopted July 16, 1986, as amended, and supplemented be amended to create the title as follows, to wit:

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POSITION

Delivery Worker
1430 (35 Hrs.) (1) \$15,447.42 - \$17,831.81

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Traffic Maintenance Worker in the Department of Engineering).

(Title created to comply with reclassification of New Jersey Department of Personnel. Represented by Local 6, I.F.H.P)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the title, as follows, to wit:

<u>POSITION</u>	<u>Effective</u>	<u>1st Year Per Hour</u>	<u>2nd Year Per Hour</u>	<u>3rd Year Per Hour</u>
Traffic Maintenance Worker 4189 (35 hrs.)	1/1/88 1/1/89	\$6.76 \$7.20	\$7.59 \$8.08	\$8.39 \$8.94

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The Deputy Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 25, Chapter 4, Section 72 (Meters: Approved Types) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 25, Water, Chapter 4, Water Rules and Regulations, Sections 72, Meters: Approved types, is hereby amended in its entirety to read as follows:

25:4-72. Meters: Approved Types

THE FOLLOWING METERS ARE APPROVED FOR USE IN THE CITY SUBJECT TO PROVISIONS HEREINAFTER STATED:

<u>Name</u>	<u>Size</u>
Rockwell	5/8 " to 1 1/2 " inclusive
Rockwell Compound	2 " to 8 " inclusive
Rockwell Turbine (current)	2 " to 12 " inclusive
Badger Compound	2 " to 8 " inclusive
Badger Turbine (current)	2 " to 12 " inclusive
Hersey Compound	2 " to 8 " inclusive
Hersey Torrent (current)	2 " to 12 " inclusive
Hersey Detector (for fire use only)	3 " to 12 " inclusive
Neptune Compound	2 " to 8 " inclusive
Trident Turbine	2 " to 8 " inclusive
Trident Protectus (fire lines only)	3 " to 10 " inclusive

ALL OF THE ABOVE METERS SHALL MEET THE REQUIREMENTS OF THE STANDARD SPECIFICATIONS FOR WATER METERS ADOPTED BY THE AMERICAN WATER WORKS ASSOCIATION AND THE NEW ENGLAND WATER WORK ASSOCIATION. (R.O. 1951, §33,133)

Section 2. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

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President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving a Redevelopment Plan for City Tax Block 561, Lot(s) 25, 26, 27, and 28, (254-260 Broadway).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on December 21, 1987, which is annexed hereto, a Redevelopment Plan for City Tax Block(s) 561, Lot(s) 25, 26, 27, and 28 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

SECTION 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

SECTION 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

SECTION 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body, and accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, department, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

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SECTION 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 6. That this Ordinance shall take effect upon final passage and publications in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council questioning which developer would be assigned to this project.

President Martinez directed the Deputy City Clerk to forward copy of information to the speaker.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 14, Shoe Shine Parlors and Cigar Stores; Section 6, License; Fees; Exemptions; Chapter 20, Public Garages; Section 6, Term of License; License Fee; Renewal of License; and Chapter 22, Tire Repair Shops; Section 6, License Fee, Term of License, Renewal of License; of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Businesses and Occupations; Chapter 14, Shoe Shine Parlors and Cigar Stores; Section 6, License fees; exemptions, of the Revised Ordinances of Newark, New Jersey, 1966, as amended and supplemented, be and is further amended and supplemented by amending paragraph (a) thereof to read as follows:

(a) The fees of a cigar store or shoe shine parlor license issued under this chapter shall be as follows:

Shoe shine parlor	\$50.00
Cigar store	15.00

The fee shall be payable upon the presentation of the application and shall be returned to the applicant, less, the sum of \$5.00 in the event the license is not granted.

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Section 2. Title 8, Businesses and Occupations; Chapter 20, Public Garages; Section 6, Term of License; License Fee; Renewal of License, of the Revised Ordinances of Newark, New Jersey, 1966 as amended and supplemented, be and is further amended and supplemented by amending paragraph (b) thereof to read as follows:

(b) The annual fee for the license issued under this chapter shall be \$100.00 payable when the application is filed. In the event the license is not granted the application fee, less the sum of \$15.00, shall be returned to the applicant.

Section 3. Title 8, Businesses and Occupations; Chapter 22, Tire Repair Shops; Section 6, License Fee, Term of License, Renewal of License, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is further amended and supplemented by amending paragraph (b) thereof to read as follows:

(b) The annual fee for the license issued under this chapter shall be \$100.00 payable when the application is filed. In the event the license is not granted the application fee, less the sum of \$15.00, shall be returned to the applicant.

Section 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Business and Occupation, Chapter 11, Public Markets, Section 3, Issuance of License; Fee, Term, and Chapter 11, Vendor in Market, Section 7, Issuance of License; Term; Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8 Business and Occupation Chapter 11 Public Markets section 3, Issuance of License; Fee, Term, of the Revised Ordinance of the City of Newark, New Jersey 1966 as amended and supplemented be amended to read in its entirety as follows:

8:11-3 ISSUANCE OF LICENSE; FEES, TERM

The Director is hereby authorized to issue licenses for the establishment of any public market. Such license may be issued upon the payment of a fee of \$300.00 per year and shall expire on the 31st day of December next after issuance. The license fee less the sum of \$15.00 shall be returned to the applicant in the event such license is not granted.

Section 2. Title 8 Business and Occupation Chapter 11 Vendors in market section 7(b) Issuance of license; Term; Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented be further amended to read as follows:

8:11-7 ISSUANCE OF LICENSE; TERM; FEE

(b) The fee for the issuance of an annual license shall be \$100.00. The license fee less the sum of \$15.00 shall be returned to the applicant in the event such license is not granted.

Section 3. All ordinances or part of ordinances inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. CHARLES L. ROBERSON, 797 SOUTH 18TH STREET, NEWARK, NEW JERSEY.

MR. LAURENCE ALLEN, 376 FAIRMOUNT AVENUE, NEWARK, NEW JERSEY.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY.

The above citizens addressed the Municipal Council opposing the proposed increase in license fees.

No one appearing, a motion to close the hearing and defer action on the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-Ph, S & F-n.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Business and Occupation, Chapter 23, Precious Metal and Gems (New), Section 4(A) License Fee; of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8 Business and Occupation Chapter 23 Precious Metals and Gems (New) section 4(a) license fee, of the Revised Ordinance of the City of Newark, New Jersey, be further amended and supplemented to read as follows:

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8:23-4 LICENSE FEE; COMMENCEMENT AND EXPIRATION OF LICENSE

(a) The fee for a license issued under this chapter shall be \$150.00 per annum and the fee shall be payable upon presentation of the application and shall be returned less the sum of \$15.00 in the event the license is not granted.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "Wreckers" Title 8, Chapter 19, Section 2(A) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8 Business and Occupation Chapter 19 Wreckers (new) section 2(a) Wreckers License, of the Revised Ordinance of the City of Newark, New Jersey, 1966 as amended and supplemented be further amended to read as follows:

8:19-2 WRECKER LICENSES

(a) No person shall operate or cause to be operated a wrecker upon the streets of the City of Newark without first obtaining a license from the division of licenses. The license shall expire the 31st day of May, next after issuance, unless sooner suspended or revoked by the Director. The annual fee for such license shall be \$150.00.

Section 2. That this Ordinance shall apply to any existing contracts and all future contracts between the City of Newark and licensed Towers within the City.

Section 3. That any existing ordinance(s) or parts thereof inconsistent with this Ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Business and Occupations, Chapter 13, Retail Florist, Section 6, License Fee; Expiration Date, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8 Business and Occupations; Chapter 13 Retail Florists section 6 License Fee; expiration date of the ordinance of the City of Newark, New Jersey, 1966 be amended and supplemented, be further amended to read as follows:

8:13-6 LICENSE FEE; EXPIRATION DATE

(a) The applicant shall pay a license fee of \$100.00 prior to the issuance of the license.

(b) Each license issued under this chapter shall expire on the 1st day of April following its issuance.

(c) The license fee shall be payable upon the presentation of the application and shall be returned less the sum of \$15.00 in its event such license is not granted.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Business and Occupation, Chapter 16, Used Clothing Stores, Section 6, License Fee; Term of License, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8 Business and Occupations Chapter 16 Use Clothing Stores section 6 License Fees; Term of License, of the Revised Ordinance of the City of Newark, New Jersey, as amended and supplemented, be amended to read in its entirety as follows:

8:16-6 LICENSE FEES; TERM OF LICENSE

(a) The annual fee for Used Clothing Store License or any renewal thereof shall be \$100.00 except that no license fee shall be charged to Eleemosynary Institutions.

(b) The term of the license or renewal thereof shall be one year from the date of issuance.

(c) The license fee shall be payable upon presentation of the application and shall be returned less the sum of \$10.00 in the event such license is not granted.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-r.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement, Title 8, Business and Occupation, Building Contractors (New), Chapter 21, Section 3(B), Applications for License; Fees, and Section 6, Renewals, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8 Business Occupation, Chapter 21 Building Contractors (new) section 3(b) Application for License; Fees, and section 6 Renewal, of the revised ordinances of the City of Newark, New Jersey 1966 as amended and supplemented, be amended to read in it entirety as follow:

8:21 3(b) APPLICATION FOR LICENSE; FEES

Upon filing of the application, the applicant shall pay a fee of \$125.00 for such license or for relicensing after revocation of a license previously issued to such applicant in accordance with this chapter. In the event such license is not issued, the license fee shall be returned less \$10.00 for processing.

8:21-6 RENEWALS

Such license shall be renewed by the city upon payment of the annual renewal fee \$100.00, said renewal to be one year from the date of renewal. Upon failure to renew any license on or before expiration date, any subsequent license shall constitute a new or original license subject to the filing of a new application in accordance with the provisions of this chapter and payment of the fee specified in 8:21-3 hereof.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Business and Occupation, Chapter 17, Used Motor Vehicle Sales Lot, Section 6, Terms of License; License Fees, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

February 17, 1988

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8 Business and Occupation Chapter 17 Used Motor Vehicles sales lots section 6 Terms of License; License fee, of the Revised Ordinance of the City of Newark, New Jersey. As amended and supplemented, be amended to read in its entirety as follows:

8:17-6 TERM OF LICENSE; LICENSE FEE

(a) All license issued under this chapter shall be for a term of one year commencing January 1st and expiring on December 31st of the year in which issued.

(b) The annual fee for the license under this chapter shall be computed at the rate of one cent per square foot of the area of the lot, with a minimum fee of \$175.00. When an application is recieved for any year, the annual fee shall be prorated at the rate of 1/12 of the annual fee for each month or part thereof of the unexpired period of the year, but the pro-rated result is not to be less than \$15.00.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-t.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 5, Amusement and Amusement Businesses, Chapter 2, Coin Operated Amusement Devices, Section 6, License Fee, Terms of License and Chapter 2, Licensing and Regulating Distributors of Devices, Section 19, Number of Machines and Fees, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 5 Amusement and amusement Businesses Chapter 2 coin-operated devices section 6 License Fee, Term of License, of the ordinances of the City of Newark, New Jersey as amended and supplemented be further amended to read as follows:

5:2-6 LICENSE FEE; TERM OF LICENSE

(a) The license fees for each coin-operated amusement device shall be \$75.00 payable upon presentation of the application and shall be returned less the sum of \$15.00 in the event the license is not granted.

(b) The license shall expire in the 31st day of March next after the issuance.

Section 2. Title 5 Amusement and Amusement devices
Chapter 2 Licensing and regulating distributors of devices
section 19 number of machines; fees.

5:2-19 NUMBER OF MACHINE; FEES

The license issued under this article, shall designate the number of coin-operated amusement machines allowed to be distributed under the particular license. The fee for the particular license shall be fixed at \$750.00.

The above license fee are fixed for the purpose of both regulations and revenue and shall be payable with the filing of the application, and if the application is rejected, the fee is to be returned to the applicant.

The license fee shall be payable upon the presentation of the application and shall be returned less the sum of \$15.00 in the event such license is not granted.

Section 3. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

section 4. This ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-u.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 15, Housing, Chapter 9B, Rent Control, Rent Control Board, Section 17, New Construction, Vacant Properties, Substantial Rehabilitation and Substantially Rehabilitated Vacant Units, Paragraph C, Substantial Rehabilitation, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require a substantial rehabilitation plan to be submitted.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 15, Housing, Chapter 9B, Rent Control, Rent Control Board, Section 17, New Construction, Vacant Properties, Substantial Rehabilitation and Substantially Rehabilitated Vacant Units, Paragraph C, Substantial Rehabilitation, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended to read as follows:

C. Substantial Rehabilitation. Dwellings which are substantially reconstructed or rehabilitated shall not be restricted in regard to the initial rent charged if the Rent Control Board has made the following determinations:

1. The Board shall determine that the cost of reconstruction or rehabilitation during a twelve month period exceeds fifty percent of the fair market value of the property. The fair market value shall be established by an appraisal issued by a member of an appraisal institute such as the American Institute of Real Estate Appraisers, The Society of Real Estate Appraisers, The American Society of Appraisers, or the Independent Order of Fee Appraisers.

2. The Board shall determine that the reconstruction or rehabilitation shall have been completed in accordance with the requirements of the Uniform Construction Code.

The petitioner shall submit copies of all permits required for the rehabilitation of the building including but not limited to electrical, plumbing and construction permits issued by the Construction Official as well as a detailed rehabilitation or reconstruction plan. A copy of which shall have been filed with the Construction Official on the date of the application for the permits described herein. Where the substantially rehabilitated building involves no more than four (4) apartment units a plan shall not be required.

3. The Board shall determine that a Certificate of Occupancy has been issued by the City of Newark certifying that the building has been rehabilitated in accordance with the plan submitted to the Construction Official by the applicant and certifying that the substantially rehabilitated building conforms to the zoning ordinances of the City of Newark, the Uniform Construction Code of the City of Newark and the State of New Jersey as well as all applicable housing codes and health codes of the City of Newark and State of New Jersey.

The Board's determination shall take into account an inspection conducted by a representative from the Department of Land Use after the date of the application.

The plan referred to herein shall include a description of the property improvements, a cost estimate and a construction completion schedule.

4. The Board shall further determine that the items described in the rehabilitation plan do not consist of items involving repairs that would be undertaken on an ongoing basis or annual basis in regard to the normal maintenance of the building. If the Board determines that any of the costs of the rehabilitation involve normal maintenance, those costs shall be disallowed in computing the cost of rehabilitation.

The substantial rehabilitation shall be completed prior to the date of application to the Rent Control Board for an exemption under this section.

Petitions for an exemption under this section shall be submitted no later than 2 years from the date of acquisition of the first permit from the City of Newark for the substantial reconstruction or rehabilitation. The unrestricted initial rent that shall be charged shall also appear on the petition.

The application shall be certified as being accepted by the Administrator within fourteen (14) days of its receipt. Any application which does not contain a plan, a Certificate of Occupancy or other documents required by the Administrator shall be returned to the Applicant within fourteen (14) days. Any application that is not certified as accepted in writing by the Administrator shall be presumed to be denied by the Administrator. An applicant may file a request for a hearing before the Rent Control Board from the decision of the Administrator.

Any application that is accepted by the Rent Control Board Administrator shall be submitted to the Board in accordance with the procedures outlined in Section 15:9B-12. In addition, the petitioner shall give each tenant a one-month prior notice of the effective date of any unrestricted rental increase approved by the Rent Control Board.

Section 2. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council inquiring the proposed construction. The speaker also questioned the benefits of rent control to tenants.

MR. BEN DE SENA, 155 NORTH DEAN STREET, ENGLEWOOD, NEW JERSEY addressed the Municipal Council with respect to aiding landlords who are putting forth an honest effort to repairing their buildings.

Councilman Tucker stated when the Rent Control Committee meets, Mr. De Sena will be notified.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-v.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance imposing a tax on Employer Payrolls in the City of Newark, "Ordinance 6-S & F-m, January 4, 1978, as amended by Ordinance 6-S & F-k, January 3, 1979, as amended by Ordinance 6-S & F-b, adopted January 16, 1980, as amended by Ordinance 6-S & F-k, February 17, 1982, as amended by Ordinance 6-S & F-i, March 16, 1983, as amended by Ordinance 6-S & F-b, December 18, 1985 to impose a rate of three quarters percent (.75) effective January 1, 1988."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

(Mr. Joe Faccone of Samuel Klein and Company, External Auditors met with the Council February 2, 1988)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

HEARINGS OF CITIZENS.

A motion to permit Mr. Wallace Good, who is a registered speaker under "Hearings of Citizens" to address the Municipal Council at this time, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-HC-a,

MR. WILLIAM A. GOOD, 113 SOMERSET STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to problems existing at Douglass Harrison Apartments, owned by New Community Corporation and requested Council's assistance.

(For further action on this matter, see remarks made after 6-HC-g in the minutes of this meeting)

6-HC-b.

MS. HANAN SHAKIR, 217 SEYMOUR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to inadequate conditions existing in her apartment.

President Martinez suggested the speaker meet with Mr. Clarence Parker, Senior Supervisor, Code Enforcement who was present in the audience and requested a report for same to be submitted to the Council by Mr. Parker.

6-HC-c.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to tax abatement applications within the City of Newark and wanted the name of the Chairman of the Tax Abatement Committee. The speaker noted City Hall is in need of repairs.

President Martinez stated that Councilman Tucker is the Chairman of the Tax Abatement Committee and with respect to repairs of City Hall, the speaker should touch base with Director of General Services Lopez.

6-HC-d.

MS. MARY ANN FENWICK, 853 SOUTH 13TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to housing the homeless in the City of Newark and questioned the status of the Demolition Trust Fund.

6-HC-e.

MS. FRANCES JACKSON, 82 BARCLAY STREET, NEWARK, NEW JERSEY.

6-HC-f.

MS. LORRAINE HAYES, 107 SOMERSET STREET, NEWARK, NEW JERSEY.

6-HC-g.

MS. PYTHIA C. MATHIS, 94 BARCLAY STREET, NEWARK, NEW JERSEY.

The above citizens addressed the Municipal Council with respect to inadequate repairs, maintenance service existing in the Douglass Harrison Apartments. The speakers also addressed the Municipal Council relative to rent increases received.

Councilman Harris, through the Chair, directed the Deputy City Clerk forward verbatim remarks made by citizens with regard to Douglass Harrison Apartments to Mayor Sharpe James, Governor Kean, Senators Lipman and Rice, Assemblymen Brown and Mattison, Commissioner Coleman, New Jersey Department of Community Affairs, Executive Director Logue, New Jersey Housing and Mortgage Finance Agency, Reverend Linder, New Community Corporation, President Wilson, New Community Corporation for their attention.

6-HC-h.

MS. THEODOCIA MORSE, 174 KEER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to lack of parking for staff members of Central High School.

A motion to permit Ms. Tina Johnson, to be heard under "Hearings of Citizens" was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-HC-i.

MS. TINA JOHNSON, 5 POMONA AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council making a statement against demolition of public housing on behalf of the People's Democratic Council - Committee to Save the Children.

(For further action on this matter, see Motion 7-M-e, on page 49 in the minutes of this meeting.

February 17, 1988

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

- 7-R-a.** Resolution authorizing Director of Engineering to execute Contract 87-23, Water Service Disconnections at Various Locations, with TISH, Incorporated, 240 Dukes Street, Kearny, New Jersey, lowest responsible bid submitted, for \$125,000.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project, in net amount not to exceed an additional \$8,400.; funds provided in 1987 Operating Budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-b.** Resolution authorizing Director of Engineering to execute Contract 87-24, Emergency Tree Work, with Dujets Tree Experts, Notch Road, West Paterson, New Jersey, only bid received, for \$156,000.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project, in net amount not to exceed an additional \$8,400.; funds provided in 1988 Temporary Budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-c.** Resolution authorizing Director of Engineering to execute Water Supply Bond Loan Agreement No. WRLB-84-3-02 with State of New Jersey, Department of Environmental Protection, Division of Water Resources, in amount of \$3,000,000., to upgrade entire Belleville Reservoir Complex.
(Copy of resolution and correspondences submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-d.** Resolution authorizing Director of Engineering to accept first payment of 1986 Municipal Tonnage Grant from New Jersey Office of Recycling in amount of \$62,950.05, dated November 5, 1987, for purpose of continuing and expanding recycling programs in Newark.
(Copy of resolution and correspondences submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

February 17, 1988

7-R-e.

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with General Technical Institute, 1118 Baltimore Avenue, Linden, New Jersey, lowest responsible quote received, for Code Certification Welding Training Program, (Individual Classroom Training for Dislocated Workers Training Program Number PY 87-27-01-C), for 10 participants, for \$35,400., for period February 22, 1988 through June 30, 1988; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 111D.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-f.

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Smith and Solomon School of Tractor Trailer Driving, P.O. Box 2015, How Lane, New Brunswick, New Jersey, lowest responsible quote received, for 44 Dislocated Workers participants in 2 week cycles (Individual Classroom Training for Dislocated Workers Training Program PY 87-27-01-A) for \$66,800., for period February 22, 1988 to June 30, 1988; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 111D.

(Copy of resolution and correspondences submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-g.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Training and Placement Specialists of America, Inc., 4720 Kingsway Drive, Indianapolis, Indiana, lowest responsible quote received, for Occupational Skills Training - Production Cook Training Program, Number PY 87-01-01, for 30 participants, for \$69,000., for period February 8, 1988 to March 18, 1988; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 11A.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-h.

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Employment and Training Institute, Inc., 385 Lakeview Avenue, Ringwood, New Jersey, lowest responsible quote received, for Post Program Performance and Analysis, Number PY 87-31-01, for \$34,660., for period February 22, 1988 to June 30, 1988; source of funds - New Jersey Department of Labor, Employment and Training Administration.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-i. Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Essex College of Business, 15 New Street, Newark, New Jersey, lowest responsible quote received, for Management Intern Training Program (McDonald's Corporation), Number PY 87-6%-35-01-E, for \$45,500., for 20 participants, for period February 18, 1988 to June 30, 1988; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 6% Incentive - PY "87.

(Copy of resolution and correspondences submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-j. Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Newark Day Care Center, 43 Hill Street, Newark, New Jersey, lowest responsible quote received, for Licensed Day Care and Teacher Aide Program, Number PY 87-6%-35-01-A, for \$48,000., for 24 participants, for period February 22, 1988 to June 30, 1988; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 6% Incentive - PY "87.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-k. Resolution authorizing Mayor and Director of Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Lincoln Technical Institute, 200 Executive Drive, West Orange, New Jersey, lowest responsible quote received for Auto Mechanic and Heating Systems Training Program, Number PY 87-6%-35-01-C, for \$159,280., for 44 participants, for period February 19, 1988 to June 30, 1988; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 6% Incentive - PY "87.

(Copy of resolution and correspondences submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-l. Resolution authorizing Mayor and Director of Mayor's Policy and Development Office and Newark Private Industry Council to enter into and execute contract with Urban League of Essex County/Newark Media Works, Inc., 744 Broad Street/60 Union Street, Newark, New Jersey, lowest responsible quote received, for Media Video Production Training Program, Number PY 87-6%-35-01-B, for \$55,460., 10 participants; source of funds New Jersey Department of Labor, Employment and Training Administration, Title 6% Incentive - PY "87.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-m.

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Worldwide Educational Services, 374 Clifton Avenue, Clifton, New Jersey, lowest responsible quote received, for Accounts Clerk Skills Training Program, Number PY 87-6%-35-01-D, for \$42,300., for 18 participants, for period February 22, 1988 to June 30, 1988; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 6% Incentive - PY "87.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

Councilman Rice, through the Chair, directed the Deputy City Clerk to communicate with Director of Mayor's Office of Employment and Training Ralph-Taylor requesting evaluation reports on the success of these programs and information as to the number of participants placed and where they were placed.

7-R-n.

Resolution amending Resolution 7-R-di (A.S.), August 5, 1987, contract with Private Industry Council, for Implementation of Marketing Activities for the Enhancement of the Employment and Training System, for period July 1, 1987 to June 30, 1988, for \$36,000., by increasing contract by \$12,675., totalling \$48,675., all other provisions remain unchanged.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-o.

Resolution amending Resolution 7-R-bt. (A.S.), October 21, 1987, contract with Newark Day Center, Inc., for rehabilitating child care classrooms to provide educational and social services to pre-school age children residing in low and moderate income areas throughout City of Newark, for period October 6, 1987 to October 5, 1988, for \$25,000., by increasing contract by \$4,300., totalling \$29,300.; all other terms and conditions of contract are in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-p.

Resolution ratifying and authorizing Director of Development to enter into contract with Interracial Council for Business Opportunity Inc., 24 Commerce Street, Newark, New Jersey, for providing management and business development courses to low-income entrepreneurs and potential business owners, for period January 15, 1988 to January 14, 1989; Interracial Council for Business Opportunity Inc. shall receive \$50,000.; funds available from Housing and Community Development Act XI.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

February 17, 1988

7-R-q.

Resolution establishing a Recreation and Cultural Affairs Dedicated Trust Fund, to be administered by Department of Health and Human Services, Director's Office; further, authorizing Treasurer as Custodian of monies to be deposited in National Bank, State Bank or Trust Company in name of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-r.

Resolution authorizing Business Administrator to enter into agreement with Group Dental Health Administrator's Inc., renewing terms of contract to provide closed-panel dental services, in coordination with dual-choice dental program to qualified employees/retirees represented by Unions per resolution, for period March 1, 1988 to February 28, 1991; cost for remaining 10 months shall not exceed \$94,000. in accordance with contractual specifications and documents for 829 employees; contract shall be contingent on the appropriation of budget funds during subsequent years. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(m))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-s.

Resolution authorizing Business Administrator to enter into contract with Alpha-Net, Inc., for continued provision of open-panel dental services for a 3-year period, to employees represented by Unions per attached resolution, commencing March 1, 1988 to February 28, 1991; employees premium share shall be assumed via payroll deductions; cost for remaining 10 months shall not exceed \$90,700. for 799 employees currently enrolled for these open-panel benefits; cost of continuing to provide services under aforesaid contract during subsequent years shall be contingent upon appropriations in Municipal Budget for those years. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(m)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-t.

Resolution authorizing Director of Finance to issue check in sum of \$447.40 payable to Town of Kearny, upon receipt of documents deemed necessary by Corporation Counsel; complaint instituted by State (Town of Kearny) against City of Newark for permitting City-owned vehicle to operate in violation of N.J.S.A. 39:3-84b4.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-u.

Resolution authorizing Director of Finance to issue check in sum of \$4,726.80 payable to John Carsillo and his attorneys, Blume, Vazquez, Goldfaden, Berkowitz, Oliveras & Donnelly, upon receipt of all documents deemed necessary by Corporation Counsel, for injuries sustained by Mr. Carsillo, employee of City, resulting from automobile accident with an uninsured vehicle. (Instituted suit in Superior Court of New Jersey, Law Division, Essex County)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-v.

Resolution authorizing Corporation Counsel to accept sum of \$17,700. from Theurer, Inc., owner of premises 246 Pacific Street and 308 Thomas Street, Newark, New Jersey, payable to Division of Water Accounting and Customer Service in full satisfaction of water, sewer and fire line charges due, upon receipt of all documents deemed necessary by Corporation Counsel; further, authorizing Director of Division of Water Accounting and Customer Service to adjust accounts accordingly.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-w.

Resolution authorizing Corporation Counsel to accept sum of \$5,500. from Antonio Seabra, previous owner of 2 North 9th Street, Block 1920, Lot 66, payable to Division of Water Accounting & Customer Service, in full satisfaction of water/sewer charges due on April 29, 1987, upon receipt of all documents deemed necessary by Corporation Counsel.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-x.

Resolution authorizing Finance Director to issue check in amount of \$8,510., payable to Goda M. Abdelmenam, Esmat M. Elhalim & Rashed S. Rashed, deposit paid on prospective purchase of City-owned property at Block 1929, Lot 69, 253 Roseville Avenue. (Former owners allowed to redeem property pursuant to Court Order)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-y.

Resolution authorizing Finance Director to issue check in amount of \$1,010. payable to Valerie E. Eisen and Concesa P. Pepito, deposit paid on prospective purchase of City-owned property at Block 4188, Lot 10, 11 Kenmore Avenue. (Former owners allowed to redeem property pursuant to Court Order)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

769
7-R-z.

Resolution authorizing Director of Finance to refund proceeds paid at Tax Sale to parties indicated on attached Exhibit A, in amounts set forth; to be paid from Municipal Budget Mandatory Items, Municipal Account Code No. 11-21-01-9537.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-ba.

Resolution authorizing La Casa-V.S.M. Urban Renewal Associates, a Corporation of New Jersey, to commence construction of improvement located at Block 524, Lots 17, 27, 29, 31, 33 and 35 (Corner of Kearney Avenue and Broadway), upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating the City of Newark or the Municipal Council to grant tax abatement to the project or approve the submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bb.

Resolution authorizing University Heights Neighborhood Urban Renewal, a non-profit Corporation of New Jersey, to commence construction of improvement located at Block 294, Lots 1-3, 6, 9-40, 43, 53 and Block 299, Lots 1, 3, 4, 5, 6, 9, 9-13, 15-16, 31 and 37-52 (15th Avenue, Littleton Avenue, Fairmount Avenue, 16th Avenue, Springfield Avenue), upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating the City of Newark or the Municipal Council to grant tax abatement to the project or approve the submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bc.

Resolution amending Resolution 7-R-t, November 4, 1987, contract known as Regional Contribution Agreement, with Municipality of East Hanover for purpose of providing funding for construction of 14 low and moderate income units; does not require expenditure of any municipal funds, by requiring that at least five units are to be issued Certificates of Occupancy within two years after execution of the amendment to the contract, all other terms and conditions of original contract in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-bd.** Resolution authorizing Mayor and Business Administrator to file an amendment to Newark's FY 1987 Final Statement of Community Development Objectives and Projected Use of Funds which will add \$5,000,000. in Clearance category for disposal of demolition debris and \$28,615. in Administration category for the People's Community Corporation; further, pending final approval by U.S. Department of Housing and Urban Development, there shall be no encumbrance or expenditure of funds in connection with this amendment.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-be.** Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$182,000. "Emergency Shelter for the Homeless".

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-bf.** Temporary emergency resolution appropriating \$182,000., Emergency Shelter for the Homeless; said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-bg.** Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue, sum of \$62,950.05, Municipal Tonnage Grant.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-bh.** Temporary emergency resolution appropriating \$62,950.05, Municipal Tonnage Grant; said emergency funds shall be provided in 1988 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-bi.** Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$42,000., Relocation Assistance Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

February 17, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bj.

Temporary emergency resolution appropriating \$42,000., Relocation Assistance Program; said emergency funds shall be provided in 1988 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bk.

Temporary emergency resolution appropriating \$415,782., Water Utility, Unclassified Purposes, for payment of first installment to the North Jersey District Water Supply; said emergency funds shall be provided in 1988 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bl.

Resolution authorizing transfer of reserve funds from Department of Development, Division of Property Management, Other Expenses, Services by Contract or Agreement-\$191,551. to Other Expenses, Materials and Supplies-\$191,551.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bm.

Resolution authorizing transfer of reserve funds from Law Department, Personnel Services, Salaries and Wages-\$1,900. to Other Expenses, Equipment-\$1,900.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bn.

Resolution authorizing transfer of reserve funds from Department of Development, Division of Property Management, Other Expenses, Services by Contract or Agreement-\$22,000., to Other Expenses, Equipment-\$22,000.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

February 17, 1988

7-R-bo.

Resolution designating reserved parking area for handicapped motorists on Chadwick Avenue, west side, beginning 380 feet south of the southerly curblin of West Bigelow Street and extending 25 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bp.

Resolution designating reserved parking area for handicapped motorists on Garrison Street, east side, beginning 240 feet south of the southerly curblin of Wilson Avenue and extending 25 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bq.

Resolution designating reserved parking area for handicapped motorists on South 10th Street, west side, beginning 52 feet south of the southerly curblin of Avon Avenue and extending 25 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-br.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed necessary.

(In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bs.

Resolution authorizing Director of Finance to issue check in sum of \$3,819.80, to Clifford F. MacEvoy, c/o Harold A. Kuskin, Esq., 75 Eisenhower Parkway, Roseland, New Jersey, for property known as 140-148 Roseville Avenue, Block 1919, Lot 34, interest due on tax appeal (Tax Court Judgement), to be paid from Municipal Budget Mandatory Items, Municipal Account Code No. 11-21-01-9537.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bt.

Resolution authorizing Director of Finance to issue check in sum of \$11,881.73, to Heubach, Inc., c/o Frank Ferrugia, Esq., McCarter & English, 850 Broad Street, Newark, New Jersey, for property known as 277-295 Wright Street, Block 1170, Lot 33, 233-287 Miller Street, Block 1171, Lot 1 and 60-80 Avenue B, Block 1172, Lot 1, interest due on tax appeal (Tax Court Judgment), to be paid from Municipal Budget Mandatory Items, Municipal Account Code No. 11-21-01-0537.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bu.

Resolution cancelling 1986 taxes (first half) for properties known as 290-296 Oraton Street, Block 772, Lot 38-\$1,073.70 and 288 Oraton Street, Block 772, Lot 41-\$524.92; Thomas Vassallo, previous owner of record accrued delinquent taxes for said year; pursuant to N.J.S.A. 54:5-17 "Liens and outstanding certificates of tax sale identified as "Paid" on Tax Search, must be construed as same."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bv.

Resolution amending Resolution 7-R-bq (A.S.), October 21, 1987, authorizing Business Administrator to execute Bargain and Sale Deeds for properties sold at public auctions held September 28, 1987, September 29, 1987, September 30, 1987 and October 1, 1987, by correcting the name of one of the successful bidders of property known as 81-89 South 13th Street, Block 1866, Lots 27-30, from Louis Rice to Louis Pici.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bw.

Resolution amending Resolution 7-R-bq (A.S.), October 21, 1987, authorizing Business Administrator to execute Bargain and Sale Deeds for properties sold at public auctions held September 28, 1987, September 29, 1987, September 30, 1987 and October 1, 1987, by deleting Reginald Brown from the contract of sale for property known as 17-19 Stecher Street, Block 3713A, Lot 8.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-bx. Resolution recognizing and commending Lieutenant John Arnold Sr., on his retirement from the Newark Police Department.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-by. Resolution recognizing and commending Mrs. Anzella Nelms, for her instrumental leadership as the Principal of Camden Street School.**

(For action on this resolution, see page 1 in the minutes of this meeting)

- 7-R-bz. Resolution recognizing and commending Mr. Wilbur Hooper, Ms. Alice Dunston, Mr. Charles Bell, Ms. Chaunta Dolley and Mr. Jeffrey Harrington, for their outstanding efforts to improve their neighborhood and the City of Newark.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-ca. Resolution recognizing and commending Detective Patrick Meeham on his retirement from the Newark Police Department after 25 years of distinguished service.**

(For action on this resolution, see page 2 in the minutes of this meeting)

- 7-R-cb. Resolution recognizing and commending Ms. Helen H. Poch on the blessed occasion of her Seventy-Fifth Birthday, joyfully celebrated on February 21, 1988.**

(For action on this resolution, see page 2 in the minutes of this meeting)

- 7-R-cc. Resolution recognizing and commending Mr. Salvatore Dispenziere on the occasion of his being honored by the Italian Tribune News at its annual gourmet gala held at the Manor in West Orange, New Jersey on Wednesday, February 10, 1988.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-cd. Resolution recognizing and commending Sheriff Thomas J. D'Alessio on his appointment as "King of Carnevale 1988" at Don's 21 Restaurant.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-ce. Resolution recognizing and commending Emanuel Liccese on the occasion of a Testimonial Luncheon held in his honor on February 21, 1988 at the Mediterranean Manor in Newark, New Jersey.**

February 17, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cf.

Resolution recognizing and commending Dr. and Mrs. Domenico Lupo on their crowning as "King and Queen of Carnevale 1988" at Biase's Restaurant.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cg.

Resolution recognizing and commending Mr. Frank Gesumaria, Sr. and Ms. Catherine Bottone as "Senior Citizen King and Queen of Carnevale 1988" at Biase's Restaurant.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

**7-R-ch.
(A.S.)**

Resolution recognizing and commending the Abyssinian Baptist Church on the occasion of its dedication of the Thomas O'Neal Annex held February 7, 1988, and the Church's 71st Anniversary.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

**7-R-ci.
(A.S.)**

Resolution recognizing and commending the congregation of the St. James African Methodist Episcopal Church on the happy occasion of their Annual Founders Day joyfully celebrated on February 14, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

**7-R-cj.
(A.S.)**

Resolution recognizing and commending Danny Aiello for his selection by the Italian Tribune News as Italian-American of the year.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

February 17, 1988

7-R-ck.
(A.S.)

Resolution authorizing Director of Engineering to execute Contract 87-05, Street Resurfacing Throughout the City of Newark, with Mount Hope Rock Products, Inc., 625 Mount Hope Road, Wharton, New Jersey, one bid received, for total sum of \$359,995.20; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed an additional \$5,254.80; funds provided by grant from State of New Jersey, Department of Transportation, Bureau of Local Aid in amount of \$285,250., approval conditioned and subject to Municipal Council approving availability of an additional \$80,000. to supplement N.J.D.O.T. grant.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cl.
(A.S.)

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Essex College of Business, lowest responsible quote received, for a Basic Skills Remediation with Skills Training Nurse's Aide, Restaurant Cook, Business Office Workers, Clerical (Computer) Office Worker Training Program (Individual Classroom Training for Dislocated Workers Training Program Number PY 87-27-01-B), for period February 22, 1988 through June 30, 1988; total amount of contract shall not exceed \$35,250. for 15 participants; source of funding-New Jersey Department of Labor, Employment and Training Administration, Title IIID.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cm
(A.S.)

Resolution authorizing Director of Health and Human Services to execute a hold harmless and indemnification agreement providing for the indemnification to Rutgers University for any claims arising out of the use of the Newark Rutgers gymnasium on Sunday, March 13, 1988, for the "Fourteenth Annual Newark Distance Classic".

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cn.
(A.S.)

Temporary emergency resolution appropriating \$300,000., Police Department, Director's Office, Other Expenses, Equipment (Purchase of Police Cars); said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-co.
(A.S.)

Resolution authorizing transfer of funds, Housing and Community Development Act XIII, from Public Services, Police Security, Salaries and Wages-\$12,000. to Private Property Rehabilitation, Roseville Coalition, Other Expenses-\$12,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cp.
(A.S.)

Temporary emergency resolution appropriating \$80,000., Municipal Aid Program, Local Road Improvement; said emergency funds shall be provided in 1988 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cq.
(A.S.)

Resolution granting extension of leave of absence without pay to Robert P. Marasco, Analyst City Clerk, City Clerk and Municipal Council, Office of the City Clerk, for period beginning January 13, 1988 and ending July 13, 1988. (Appointed City Clerk - First leave began January 13, 1984).

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cr.
(A.S.)

Resolution granting extension of leave of absence without pay to Diane Earley, Secretarial Assistant, City Clerk and Municipal Council, Office of the City Clerk, for period beginning November 1, 1987 and ending May 1, 1988. (Appointed Aide to Councilman II - First leave began May 1, 1986).

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cs.
(A.S.)

Resolution authorizing transfer of reserve funds from Department of City Clerk and Municipal Council, City Clerk's Office, Services by Contract or Agreement, Other Professional Services-\$8,000. to Office Supplies, Stationery Supplies-\$7,000. and Printing and Publications, Graphic Materials and Supplies-\$1,000. totalling \$8,000.; pursuant to N.J.S.A. 40A:4-59.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

MOTIONS.

7-M-a.

A MOTION BY THE COUNCIL OF THE WHOLE EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CLIFFORD BRAKLIN, SR., FATHER-IN-LAW OF HAROLD LUCAS, DIRECTOR OF THE DEPARTMENT OF DEVELOPMENT FOR THE CITY OF NEWARK was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-b.

A MOTION DIRECTING THE ATTORNEY REPRESENTING THE COUNCIL TO APPEAL THE DECISION OF JUDGE PAUL B. THOMPSON IN THE CASE OF COUNCIL OF THE CITY OF NEWARK V. SHARPE JAMES (CITY-OWNED PROPERTY) was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-c

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF GEORGE BRISCOE, A FORMER BUILDING SUPERINTENDENT FOR THE CITY OF NEWARK, DEPARTMENT OF GENERAL SERVICES was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-d.

A MOTION DIRECTING THE DEPUTY CITY CLERK TO PREPARE A RESOLUTION FOR THE MEETING OF MARCH 2, 1988 RECOGNIZING AND COMMENDING MR. CHARLES WHIGHAM was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-e.

A MOTION URGING MAYOR SHARPE JAMES TO MEET WITH THE NEWARK COALITION FOR LOW-INCOME HOUSING IN ORDER TO DISCUSS THE DEMOLITION OF PUBLIC HOUSING UNITS WITHIN THE CITY was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-f.

A MOTION REQUESTING THAT THE APPROPRIATE OFFICIALS MOVE FORTHWITH INSTITUTING PROCEEDINGS FOR THE EMERGENCY DEMOLITION OF A BUILDING LOCATED AT 128 SOUTH STREET was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-g.

A MOTION REQUESTING THE POLICE DIRECTOR TO INCREASE SURVEILLANCE AGAINST DRUG TRAFFICKING ON MARTIN LUTHER KING BOULEVARD AND SPRUCE STREET was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-h.

A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH AND DIRECTOR OF ENGINEERING ZACH TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS THE STATUS OF THE JOHN F. KENNEDY RECREATION CENTER was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

February 17, 1988

- 7-M-i. A MOTION REQUESTING DIRECTOR OF LAND USE CONTROL TO CONDUCT A COMPREHENSIVE INSPECTION OF CITYWIDE JUNKYARDS AND AUTO BODY SHOPS, AND PROVIDE STRICT ENFORCEMENT SO THAT SAID BUSINESSES ABIDE BY EXISTING MUNICIPAL ORDINANCES CONCERNING THE REMOVAL OF AUTO-RELATED DEBRIS SURROUNDING THEIR ESTABLISHMENTS was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-M-j. A MOTION REQUESTING DIRECTOR OF LAND USE CONTROL TO CONDUCT COMPREHENSIVE INSPECTION OF AUTO-RELATED BUSINESS ESTABLISHMENT OF CHANCELLOR AVENUE ADJACENT TO VALLEY FAIR DEPARTMENT STORE AND LOCATED NEAR NEWARK-IRVINGTON BORDER FOR VIOLATING MUNICIPAL ORDINANCES BY PARKING CARS IN DISREPAIR ON CITY'S STREET was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-M-k. A MOTION REQUESTING THE MAYOR OF IRVINGTON TO ENTER INTO A MUNICIPAL COOPERATION AGREEMENT TO CONDUCT COMPREHENSIVE INSPECTION OF AUTO-RELATED BUSINESS ESTABLISHMENT ON CHANCELLOR AVENUE ADJACENT TO VALLEY FAIR DEPARTMENT STORE AND LOCATED NEAR THE NEWARK-IRVINGTON BORDER FOR VIOLATING NEWARK'S MUNICIPAL ORDINANCES BY PARKING CARS IN DISREPAIR ON THE CITY'S STREETS was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-M-l. A MOTION REQUESTING THE ADMINISTRATION TO STRICTLY ENFORCE THE ORDINANCE RELATING TO ABANDONED VEHICLES ON THE CITY'S STREETS was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The Deputy City Clerk presented Communication from Business Administrator Monteilh, received January 21, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the titles of General Supervisor, Traffic Maintenance and Supervisor, Traffic Maintenance and to abolish the titles of Traffic Maintenance Supervisor and Traffic Maintenance Foreman in the Department of Engineering)."

(General Supervisor,

Traffic Maintenance (1) 1/1/87 \$24,172.76 - \$29,382.11

Supervisor, Traffic

Maintenance (2) 1/1/87 16,360.35 - 19,884.64)

(Creating 2 titles and abolishing old titles due to reclassification by New Jersey Department of Personnel. Represented by AFSCME Local 2297. Salary range remains the same.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the March 2, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

8-b.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received January 29, 1988, enclosing proposed "Ordinance approving the purchase of premises commonly known as 86 Newark Street, Newark, New Jersey, Block 2837, Lot 5, by the City of Newark, from the Estate of Rose Pagano, (Owner), for \$7,000., pursuant to the provisions of N.J.S.A. 40A:12-5(a) (1)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the March 2, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

8-c.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received January 29, 1988, enclosing proposed "Ordinance approving the purchase of premises commonly known as 90 Newark Street, Newark, New Jersey, Block 2837, Lot 3, by the City of Newark, from Douglas Lowery, (Owner), for \$9,000., pursuant to the provisions of N.J.S.A. 40A:12-5(a)(1)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the March 2, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

8-d.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received January 29, 1988, enclosing proposed "Ordinance approving the purchase of premises commonly known as 269-273 Central Avenue, A/K/A 92-94 Newark Street, Newark, New Jersey, Block 2837, Lot 1, by the City of Newark, from William and Grace Lowery, (Owner), for \$34,000., pursuant to the provisions of N.J.S.A. 40A:12-5(a) (1)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the March 2, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

8-e.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received February 3, 1988, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited at all Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Elizabeth Avenue."

(Elizabeth Avenue: Both sides, beginning at the northerly curbline of Watson Avenue and extending 830 feet northerly therefrom.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion directing the Deputy City Clerk to place this ordinance on the March 2, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

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8-f.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received February 4, 1988, enclosing proposed "Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersections of Stockton Street and Delancy Street."

(Intersection: Stockton Street and Delancy Street.

Right Turn on Red Prohibition: North on Stockton Street to east on Delancy Street.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the March 2, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

8-g.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received February 4, 1988, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited at all Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street."

(Deleting: Blanchard Street, both sides, beginning 2180 feet north of the northerly curblin of Raymond Boulevard to its terminus.

Adding: Blanchard Street, east side, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom.

Blanchard Street, west side, beginning at the northerly curblin of Raymond Boulevard to its northerly terminus.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the March 2, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

8-h.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received February 4, 1988, enclosing proposed "Ordinance amending Section 23:12-1, Midblock Crosswalks, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by designating midblock crosswalks on Raymond Plaza West."

(Raymond Plaza West; along the westerly curblin, 126 feet south of the southerly curblin of Raymond Boulevard, thence across Raymond Plaza West.

Raymond Plaza West; along the westerly curblin, 196 feet north of the northerly curblin of Market Street, thence across Raymond Plaza West.

Raymond Plaza West; along the westerly curblin, 300 feet north of the northerly curblin of Market Street, thence across Raymond Plaza West.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the March 2, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

8-i.

The Deputy City Clerk presented Proposed "Ordinance amending Title 17, Offenses, Miscellaneous, Chapter 12, Sale or Display of Paraphernalia relating to controlled dangerous substances, Section 1, Prohibited Acts, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding a penalty clause requiring anyone convicted of possessing paraphernalia relating to the possession, distribution, sale, or intent to use controlled dangerous substances to undergo mandatory testing for acquired immune deficiency syndrome along with all other penalties imposed by State Law."

(Copy of ordinance submitted to each Member of the Council)

(Corporation Counsel Grant met with the Council February 17, 1988)

A motion to table the ordinance was made by President Martinez, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

8-j.

The Deputy City Clerk presented Proposed "Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36d, for the years 1985, on property owned by Greater Mount Moriah Baptist Church, located at 206-212 Clinton Avenue, Block 2802, Lot 33, Newark, New Jersey."

(\$8,796.35 plus applicable fees and interest for year 1985. Failed to file claim for continued tax exemption)

A motion directing the Deputy City Clerk to place this ordinance on the March 2, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

8-k.
(A.S.)

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received February 16, 1988 enclosing proposed "Ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the Littleton Avenue Project Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the March 2, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

8-l.
(A.S.)

The Deputy City Clerk Proposed "Ordinance amending Title 4, Alcoholic Beverages, Chapter 2, Licenses, Section 17, One Thousand Foot Rule; Exceptions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by making technical and grammatical amendments)"

A motion directing the Deputy City Clerk to place this ordinance on the March 2, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

February 17, 1988

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The Deputy City Clerk reported the following Bingo and Raffle Licenses were issued from January 27, 1988 to February 8, 1988:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Livingston Auxiliary of Foundation for Servicing Children and Young Adults	9758 (Amended)
Shamrock Friendship Club of St. Patrick's Cathedral	9872

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Combined Societies of St. Patrick's Church	9873
St. Thomas Aquinas Church	9874
Holy Name Association Sacred Heart	9875
Sacred Heart Holy Name Association	9876
St. Michael's Rosary Society	9877
Our Lady of Mt. Carmel Church	9878
Aunt Millie's Children's Learning Center	9879
North Ward Center	9880

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

February 17, 1988

The meeting adjourned at 11:30 P.M.

APPROVED:Mark E. DavisMark E. Davis
Deputy City ClerkHenry MartinezHenry Martinez
President

Newark, New Jersey, March 2, 1988

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:10 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Peter Uhde, Our Lady of Fatima Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilman Branch, Grant, Harris, Rice, Villani, President Martinez, Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Sharon Teare, Lieutenant Detective James Reed and Detective James Miller, Jr., Sergeants-At-Arms.

Absent: Councilmen Carrino, Payne, Tucker.

(Councilman Payne arrived 1:15 P.M.)

(Councilman Carrino arrived 1:20 P.M.)

(Councilman Tucker arrived 1:26 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held January 21, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Tucker.

- 4-b. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held January 22, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Tucker.

- 4-c. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held January 22, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Tucker.

- 4-d. The City Clerk presented 1987 Annual Report of the Department of Engineering, submitted by Mr. Alvin L. Zach, P.E., Director, Department of Engineering.
(Copy submitted to each Member of the Council)

A motion that the 1987 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Tucker.

4-e. The City Clerk presented Report of Investments and Time Deposits Purchased for the month of December, 1987, submitted by Mr. Paul Barton, Manager, Division of Treasury. (Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole.

In accordance with the regulations as issued by the Division of Local Government Services of the Department of Community Affairs, listed below is the report of investments and time deposits purchased December, 1987.

Current Fund

December, 1987, Purchases:

Repurchase Agreement, \$ 2,350,000.00, 6.300%, dated 12-01-87, 12-03-87 maturity, First Fidelity Bank
\$ 2,350,000.00 G.N.M.A., 11.5%, Var. Mat., safekeeping at First Fidelity. 550 Broad Street
Newark, New Jersey

CD# 015,064 , \$ 6,150,000.00, 7.000%, dated 12-03-87, 12-31-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank. 30 Park Plaza
Newark, New Jersey

Repurchase Agreement, \$ 3,200,000.00, 6.300%, dated 12-03-87, 12-04-87 maturity, First Fidelity Bank
\$ 3,200,000.00 U.S. Notes, 8%, 2-15-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 1,200,000.00, 6.300%, dated 12-04-87, 12-07-87 maturity, First Fidelity Bank
\$ 1,200,000.00 U.S. Notes, 6.625%, 7-31-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 9,500,000.00, 6.350%, dated 12-07-87, 12-09-87 maturity, First Fidelity Bank
\$ 9,500,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

CD# 015,084 , \$31,000,000.00, 6.875%, dated 12-07-87, 12-31-87 maturity, Midlantic National Bank
safekeeping at Midlantic National.

CD# 148,731 , \$10,000,000.00, 6.910%, dated 12-07-87, 12-14-87 maturity, City Federal Savings & Loan
safekeeping at City Federal Savings & Loan. 200 Centennial Ave.
Piscataway, New Jersey

Repurchase Agreement, \$ 6,700,000.00, 6.350%, dated 12-09-87, 12-11-87 maturity, First Fidelity Bank
\$ 6,700,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 7,200,000.00, 6.350%, dated 12-11-87, 12-14-87 maturity, First Fidelity Bank
\$ 7,200,000.00 U.S. Notes, 8.375%, 12-31-89, safekeeping at First Fidelity.

CD# 015,167 , \$10,000,000.00, 6.550%, dated 02-14-87, 12-21-87 maturity, Midlantic National Bank
safekeeping at Midlantic National.

Repurchase Agreement, \$ 6,500,000.00, 6.400%, dated 12-14-87, 12-16-87 maturity, First Fidelity Bank
\$ 6,500,000.00 G.N.M.A., 11.5%, Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 4,400,000.00, 6.000%, dated 12-16-87, 12-18-87 maturity, First Fidelity Bank
\$ 4,400,000.00 G.N.M.A., 11.5%, Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 6,600,000.00, 6.400%, dated 12-18-87, 12-22-87 maturity, First Fidelity Bank
\$ 6,600,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

CD# 148,934 , \$22,000,000.00, 7.800%, dated 12-21-87, 01-25-88 maturity, City Federal Savings & Loan
safekeeping at City Federal Savings & Loan.

Repurchase Agreement, \$ 525,000.00, 6.250%, dated 12-21-87, 12-22-87 maturity, First Fidelity Bank
\$ 525,000.00 U.S. Notes, 10.375%, 02-15-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 6,875,000.00, 6.250%, dated 12-22-87, 12-23-87 maturity, First Fidelity Bank
\$ 6,875,000.00 U.S. Notes, 8.625%, 11-15-88, safekeeping at First Fidelity.

Repurchase Agreement, \$ 5,900,000.00, 6.750%, dated 12-23-87, 12-24-87 maturity, First Fidelity Bank
\$ 5,900,000.00 U.S. Notes, 6.125%, 08-31-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 3,000,000.00, 6.000%, dated 12-24-87, 12-29-87 maturity, First Fidelity Bank
\$ 3,000,000.00 G.N.M.A., 11%, Var. Mat., safekeeping at First Fidelity.

March 2, 1988

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Repurchase Agreement, \$ 1,000,000.00, 6.250%, dated 12-28-87, 12-29-87 maturity, First Fidelity Bank
\$ 1,000,000.00 U.S. Notes, 6.125%, 01-31-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 1,000,000.00, 6.250%, dated 12-29-87, 12-30-87 maturity, First Fidelity Bank
\$ 1,000,000.00 U.S. Notes, 10.375%, 02-15-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 2,600,000.00, 6.000%, dated 12-30-87, 12-31-87 maturity, First Fidelity Bank
\$ 2,600,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

CD# 01-669,385 , \$ 5,258,000.00, 7.270%, dated 12-30-87, 01-13-88 maturity, Howard Savings Bank
safekeeping at Howard Savings Bank. 200 South Orange Ave.
Livingston, New Jersey

CD# 015,274 , \$39,605,000.00, 6.750%, dated 12-31-87, 01-11-88 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

Repurchase Agreement, \$ 2,000,000.00, 5.750%, dated 12-31-87, 01-04-88 maturity, First Fidelity Bank
\$ 2,000,000.00 U.S. Notes, 9.625%, 11-15-90, safekeeping at First Fidelity.

CD# 003,291 , \$ 9,500,000.00, 6.500%, dated 12-31-87, 01-11-88 maturity, City National Bank
safekeeping at City National Bank. 900 Broad Street
Newark, New Jersey

\$202,063,000.00 Current Fund Investments & Time Deposits Purchased, December, 1987.

Trust Fund

December, 1987, Purchases:

CD# 015,170 , \$ 750,000.00, 6.600%, dated 12-14-87, 12-28-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

CD# 015,236 , \$ 750,000.00, 7.375%, dated 12-28-87, 01-11-88 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

CD# 805,501 , \$ 800,000.00, 7.250%, dated 12-29-87, 01-28-88 maturity, First Fidelity Bank
safekeeping at First Fidelity Bank.

\$ 2,300,000.00 Trust Fund Investments & Time Deposits Purchased, December, 1987

Workmen's Compensation Trust Fund

December, 1987, Purchases:

CD# 015,171 , \$ 1,150,000.00, 6.600%, dated 12-14-87, 12-28-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

CD# 015,237 , \$ 1,100,000.00, 7.375%, dated 12-28-87, 01-11-88 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

\$ 2,250,000.00 Workmen's Compensation Trust Fund Investments & Time Deposits
Purchased, December, 1987.

Unemployment Trust Fund

December, 1987, Purchases:

CD# 015,272 , \$ 769,000.00, 6.750%, dated 12-31-87, 01-11-88 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

\$ 769,000.00 Unemployment Trust Fund Investments & Time Deposits Purchased,
December, 1987.

March 2, 1988

Insurance Trust Fund

December, 1987, Purchases:

CD# 015,172 , \$ 400,000.00, 6.600%, dated 12-14-87, 12-28-87 maturity, Midlantic National Bank safekeeping at Midlantic National Bank.

CD# 015,229 , \$ 400,000.00, 7.375%, dated 12-28-87, 01-11-88 maturity, Midlantic National Bank safekeeping at Midlantic National Bank.

\$ 800,000.00 Insurance Trust Fund Investments & Time Deposits Purchased,
December, 1987.

HCDA Trust Fund

December, 1987, Purchases:

CD# 01-873,334 , \$ 2,550,000.00, 7.620%, dated 12-07-87, 01-19-88 maturity, Howard Savings Bank safekeeping at Howard Savings Bank.

\$ 2,550,000.00 HCDA Trust Fund Investments & Time Deposits Purchased,
December, 1987.

Water Utility

December, 1987, Purchases:

Repurchase Agreement, \$ 200,000.00, 6.300%, dated 12-01-87, 12-03-87 maturity, First Fidelity Bank
\$ 200,000.00 G.N.M.A., 11%, Var. Mat., safekeeping at First Fidelity Bank.

Repurchase Agreement, \$ 380,000.00, 6.300%, dated 12-03-87, 12-04-87 maturity, First Fidelity Bank
\$ 380,000.00 U.S. Notes, 6.625%, 07-31-88, safekeeping at First Fidelity Bank.

Repurchase Agreement, \$ 530,000.00, 6.300%, dated 12-04-87, 12-07-87 maturity, First Fidelity Bank
\$ 530,000.00 U.S. Notes, 6.625%, 07-31-88, safekeeping at First Fidelity Bank.

CD# 015,083 , \$ 3,000,000.00, 6.875%, dated 12-07-87, 12-31-87 maturity, Midlantic National Bank safekeeping at Midlantic National Bank.

CD# 148,723 , \$ 3,550,000.00, 6.910%, dated 12-07-87, 12-14-87 maturity, City Federal Savings & Loan, safekeeping at City Federal Savings & Loan.

CD# 015,102 , \$ 559,000.00, 6.750%, dated 12-08-87, 01-07-88 maturity, Midlantic National Bank safekeeping at Midlantic National Bank.

Repurchase Agreement, \$ 275,000.00, 6.350%, dated 12-09-87, 12-11-87 maturity, First Fidelity Bank
\$ 275,000.00 G.N.M.A., 11%, Var. Mat., safekeeping at First Fidelity Bank.

Repurchase Agreement, \$ 575,000.00, 6.350%, dated 12-11-87, 12-14-87 maturity, First Fidelity Bank
\$ 575,000.00 U.S. Notes, 6.625%, 08-15-89, safekeeping at First Fidelity Bank.

CD# 015,168 , \$ 4,200,000.00, 6.550%, dated 12-14-87, 12-31-87 maturity, Midlantic National Bank safekeeping at Midlantic National Bank.

Repurchase Agreement, \$ 300,000.00, 6.000%, dated 12-16-87, 12-18-87 maturity, First Fidelity Bank
\$ 300,000.00 G.N.M.A., 9%, Var. Mat., safekeeping at First Fidelity Bank.

Repurchase Agreement, \$ 300,000.00, 6.400%, dated 12-18-87, 12-22-87 maturity, First Fidelity Bank
\$ 300,000.00 G.N.M.A., 9%, Var. Mat., safekeeping at First Fidelity Bank.

Repurchase Agreement, \$ 800,000.00, 6.25%, dated 12-21-87, 12-22-87 maturity, First Fidelity Bank
\$ 800,000.00 U.S. Notes, 6.250%, 12-31-88, safekeeping at First Fidelity Bank.

CD# 148,773 , \$ 4,200,000.00, 7.710%, dated 12-21-87, 12-28-87 maturity, City Federal Savings & Loan safekeeping at City Federal Savings & Loan.

Repurchase Agreement, \$ 1,350,000.00, 6.500%, dated 12-22-87, 12-28-87 maturity, First Fidelity Bank
\$ 1,350,000.00 G.N.M.A., 9%, Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 5,550,000.00, 6.250%, dated 12-28-87, 12-29-87 maturity, First Fidelity Bank
\$ 5,550,000.00 U.S. Notes, 8.375%, 12-31-89, safekeeping at First Fidelity.

March 2, 1988

Repurchase Agreement, \$ 4,000,000.00, 6.250%, dated 12-29-87, 12-30-87 maturity, First Fidelity Bank
\$ 4,000,000.00 U.S. Notes, 7.975%, 05-15-90, safekeeping at First Fidelity.

Repurchase Agreement, \$ 4,400,000.00, 6.000%, dated 12-30-87, 12-31-87 maturity, First Fidelity Bank
\$ 4,400,000.00 U.S. Notes, 6.375%, 11-15-89, safekeeping at First Fidelity.

CD# 015,271 , \$ 3,076,000.00, 6.750%, dated 12-31-87, 01-11-88 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

CD# 006,538 , \$ 4,900,000.00, 6.750%, dated 12-31-87, 02-01-88 maturity, First Fidelity Bank
safekeeping at First Fidelity Bank.

\$12,015,000.00

Water Utility Fund Investments & Time Deposits Purchased,
December, 1987.

Water Capital

December, 1987, Purchases:

Repurchase Agreement, \$ 2,092,000.00, 6.500%, dated 12-03-87, 12-04-87 maturity, Midlantic National Bank
\$ 2,092,000.00 U.S. Notes, 6.375%, 03-31-89, safekeeping at Midlantic National Bank.

CD# 015,073 , \$ 868,000.00, 6.750%, dated 12-04-87, 12-31-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

CD# 015,273 , \$ 8,900,000.00, 6.750%, dated 12-31-87, 01-19-88 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

\$11,860,000.00

Water Capital Investments & Time Deposits Purchased,
December, 1987.

Capital

CD# 148,727 , \$ 1,000,000.00, 6.910%, dated 12-07-87, 12-14-87 maturity, City Federal Savings &
Loan safekeeping at City Federal Savings & Loan.

CD# 015,169 , \$ 500,000.00, 6.600%, dated 12-14-87, 12-28-87 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

CD# 015,235 , \$ 300,000.00, 7.375%, dated 12-28-87, 01-11-88 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

CD# 015,265&015,266 , \$ 9,500,000.00, 7.125%, dated 12-30-87, 01-13-88 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

CD# 015,276 , \$12,000,000.00, 6.750%, dated 12-31-87, 01-19-88 maturity, Midlantic National Bank
safekeeping at Midlantic National Bank.

\$23,300,000.00

Capital Fund Investments & Time Deposits Purchased, December,
1987.

\$287,937,000.00

Grant Total of Investments & Time Deposits Purchased, December,
1987

The motion was adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Tucker.

4-f. The City Clerk presented 1986 Annual Report of Department of Administration,
submitted by Mr. Richard Monteilh, Business Administrator.

A motion that the 1986 Annual Report be received and placed on file was made
by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Tucker.

- 4-g. The City Clerk presented Copy of Minutes of Meeting of Board of Adjustment, held February 10, 1988.
(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.

- 4-h. The City Clerk presented Copy of Minutes of Meeting of Housing Authority of City of Newark, held January 21, 1988.

A motion that the Copy of Minutes be received was made by the Council of the whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.

- 4-i. The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held January 21, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

- 6-F-a. The City Clerk read An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.
(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)
(Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)
(Business Administrator Monteilh met with the Council February 2, 1988)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.

- 6-F-b. The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Bleeker Street as a one-way street.
(Bleeker Street; eastbound, from Summit Street to Dr. Martin Luther King, Jr. Boulevard)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.

6-F-c.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Pearl Street as a one-way street.

(Pearl Street, eastbound, from Halsey Street to Chapel Court)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Tucker.

6-F-d.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Chapel Court as a one-way street.

(Chapel Court, northbound, from Pearl Street to William Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Tucker.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1988.

6-F-e.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.

(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Tucker.

6-F-f.

The City Clerk read An ordinance amending Section 23:4.1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented excluding trucks over 4 tons on 11th, 12th, and 13th Streets.

(11th Street, from Park Avenue to 4th Avenue.

12th Street, from Park Avenue to 4th Avenue.

13th Street, from Park Avenue to 4th Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

March 2, 1988

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A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.

6-F-g.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating 12th Avenue as a one-way street.

(12th Avenue, eastbound, from Wallace Street to West Market Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.

6-F-h.

The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of North Munn and Tremont Avenues.

(Intersection: North Munn and Tremont Avenues
Right Turn on Red Prohibition: All Right Turns)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.

6-F-i.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the titles of General Supervisor, Traffic Maintenance and Supervisor, Traffic Maintenance and to abolish the titles of Traffic Maintenance Supervisor and Traffic Maintenance Foreman in the Department of Engineering).

(General Supervisor,
Traffic Maintenance (1) 1/1/87 \$24,172.76 - \$29,382.11
Supervisor, Traffic
Maintenance (2) 1/1/87 16,360.35 - 19,884.64)
(Creating 2 titles and abolishing old titles due to reclassification by New Jersey Department of Personnel. Represented by AFSCME Local 2297. Salary range remains the same.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.
President Martinez: The yeses are six, the noes are none and three absent.
This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1988.

- 6-F-j.** The City Clerk read An ordinance approving the purchase of premises commonly known as 86 Newark Street, Newark, New Jersey, Block 2837, Lot 5, by the City of Newark, from the Estate of Rose Pagano, (Owner), for \$7,000., pursuant to the provisions of N.J.S.A. 40A:12-5(a) (1).
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.
President Martinez: The yeses are six, the noes are none and three absent.
This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1988.

- 6-F-k.** The City Clerk read An ordinance approving the purchase of premises commonly known as 90 Newark Street, Newark, New Jersey, Block 2837, Lot 3, by the City of Newark, from Douglas Lowery, (Owner), for \$9,000., pursuant to the provisions of N.J.S.A. 40A:12-5(a) (1).
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.
President Martinez: The yeses are six, the noes are none and three absent.
This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1988.

- 6-F-l.** The City Clerk read An ordinance approving the purchase of premises commonly known as 269-273 Central Avenue, A/K/A 92-94 Newark Street, Newark, New Jersey, Block 2837, Lot 1, by the City of Newark, from William and Grace Lowery, (Owner), for \$34,000., pursuant to the provisions of N.J.S.A. 40A:12-5(a) (1).
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.
President Martinez: The yeses are six, the noes are none and three absent.
This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1988.

- 6-F-m.** The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited at all Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Elizabeth Avenue.
(Elizabeth Avenue: Both sides, beginning at the northerly curblin of Watson Avenue and extending 830 feet northerly therefrom.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1988.

6-F-n.

The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersections of Stockton Street and Delancy Street.

(Intersection: Stockton Street and Delancy Street.

Right Turn on Red Prohibition: North on Stockton Street to east on Delancy Street.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Tucker.

6-F-o.

The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited at all Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.

(Deleting: Blanchard Street, both sides, beginning 2180 feet north of the northerly curblin of Raymond Boulevard to its terminus.

Adding: Blanchard Street, east side, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom.

Blanchard Street, west side, beginning at the northerly curblin of Raymond Boulevard to its northerly terminus.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Tucker.

6-F-p.

The City Clerk read An ordinance amending Section 23:12-1, Midblock Crosswalks, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by designating midblock crosswalks on Raymond Plaza West.

(Raymond Plaza West; along the westerly curblin, 126 feet south of the southerly curblin of Raymond Boulevard, thence across Raymond Plaza West.

Raymond Plaza West; along the westerly curblin, 196 feet north of the northerly curblin of Market Street, thence across Raymond Plaza West.

Raymond Plaza West; along the westerly curblin, 300 feet north of the northerly curblin of Market Street, thence across Raymond Plaza West.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
 Absent: Councilmen Carrino, Payne, Tucker.

6-F-q.

The City Clerk read An ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36d, for the years 1985, on property owned by Greater Mount Moriah Baptist Church, located at 206-212 Clinton Avenue, Block 2802, Lot 33, Newark, New Jersey.
 (\$8,796.35 plus applicable fees and interest for year 1985. Failed to file claim for continued tax exemption)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1988.

6-F-r.

The City Clerk read An ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the Littleton Avenue Project Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1988.

6-F-s.

The City Clerk read An ordinance amending Title 4, Alcoholic Beverages, Chapter 2, Licenses, Section 17, One Thousand Foot Rule; Exceptions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by making technical and grammatical amendments)"

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1988.

(Councilman Payne arrived 1:15 P.M.)

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Irvine Turner Boulevard as a one-way Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Irvine Turner Blvd:
Southbound, from Clinton Avenue to West Runyon Street

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Summit Street as a one-way street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

March 2, 1988

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Summit Street:

Southbound, from Central Avenue to Bleeker Street

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez
Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The following ordinance was considered after Ordinance 6-S & F-o in the minutes of this meeting.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 5, Amusements and Amusement Businesses, Chapter 7, Public Dance Halls and Public Dances, Section 5(c), License Fees, of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 5 Amusements and Amusement Businesses Chapter 7 Public Dance Halls and Public Dances section 5(c) License Fee, of the City of Newark, New Jersey, 1966 as amended and supplemented be further amended as follows:

5:7-5 LICENSE FEE

THERE SHALL BE CHARGED THE FOLLOWING FEES FOR LICENSES HEREIN PROVIDED FOR:

(c) Any room or place in which or that is connected with any other room or place in which alcoholic beverage are sold and dispensed; any room a place in which or that is connected with any other room and place in which dancing or exhibitions commonly called "cabaret" is conducted; and any room or place in which or that

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is connected with any other room or place which is conducted as a restaurant, hotel or motel, shall pay a license fee according to the actual space used for the purpose of dancing, as follows:

space less than 150 square feet\$50.00

space 151 square feet to 250 sq. ft..... 75.00

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Tucker.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-7. Stopping or Standing Prohibited in Certain Areas At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That section 23:5-7, Stopping and Standing Prohibited in certain areas at certain times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

23:5-7 (f),

and by adding thereto:

23:5-7 Parking or standing prohibited in certain areas at certain times.

No person shall park or stand a vehicle:

(f) On the listed streets at the listed times that are contained in Attachment II; said document designated as Attachment II is hereby made a part of this Ordinance and shall be on file at the office of the City Clerk, except that the following streets shall be swept on the days and hours noted below:

<u>Street Location</u>	<u>Street Sweeping Schedule</u>	
	<u>Day</u>	<u>Hours</u>
Bergen Street-Eastside-From South Orange Avenue to 13th Avenue	Sunday	7:00 a.m.- 9:00 a.m.
Bergen Street-Eastside-From 13th Avenue to West Market Street	Sunday	7:00 a.m.- 9:00 a.m.
Bergen Street-Westside-From West Market Street to 13th Avenue	Sunday	9:00 a.m.- 11:00 a.m.
12th Avenue-Southside-From Bergen Street to West Market Street	Sunday	11:00 a.m.- 1:00 p.m.
12th Avenue-Northside-From West Market Street to Bergen Street	Sunday	1:00 p.m.- 3:00 p.m.

Also, those streets within the following area shall be swept according to the schedule in Title 23:5-7d:

On the South by West Market Street
(Dr. Martin Luther King Jr. Blvd. to Wickliffe Street)

On the West by Wickliffe Street-Lock Street
(West Market Street to Central Avenue)

On the North by Central Avenue
(Lock Street to Dr. Martin Luther King Jr. Blvd.)

On the East by Dr. Martin Luther King Jr. Blvd.
(Central Avenue to West Market Street)

Section 2. The provisions hereof are in addition to the restrictive provisions of section 23:5-6 applicable to any street within the above areas.

Nothing in this section shall apply to any state highway located within the aforesaid areas which are subject to regulations as established pursuant to Revised Statutes 39:4-138.1.

Nothing in this section shall permit the issuance of summonses for violation of 13A:2-3 after the streets located within the aforesaid areas are swept.

Section 3. Any existing Ordinance or part is thereof inconsistent with this Ordinance are hereby repealed.

Section 4. This Ordinance shall take effect upon final passage and publication according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "Site Plan Review Ordinance of the City of Newark", Title 16, Chapter 9, Section 8, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To amend Title 16, Chapter 9, Section 8, 'Site Plan Fees' in parts).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 16, Chapter 9, Section 8 "Site Plan Fees", of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended to read as follows :

The applicant shall pay to the City of Newark a fee to defray the cost of processing the application. The fee shall be as follows :

(a) **Residential :**

- | | |
|--|-----------|
| (1) Three (3) dwelling units to ten dwelling units | ...\$150. |
| (2) 11 dwelling units to 50 dwelling units | ...\$250. |
| (3) 51 dwelling units to 100 dwelling units | ...\$300. |
| (4) 101 dwelling units and above | ...\$350. |

(b) **Commercial and Industrial :**

- | | |
|---|-----------|
| (1) Less than 5,000 square feet of proposed floor area | ...\$150. |
| (2) Between 5,000 and 20,000 square feet of proposed floor area | ...\$300. |
| (3) Between 20,000 and 100,000 square feet of proposed floor area | ...\$350. |
| (4) Above 100,000 square feet | ...\$450. |

(c) **Public and Semi-Public Facilities :**

- | | |
|-------------------------|-----------|
| Non-Profit Institutions | ...\$150. |
|-------------------------|-----------|

(d) **Parking and Storage Lots :**

- | | |
|-------------------------|------------|
| (1) Eleven to 20 spaces | ... \$150. |
| (2) 21 to 50 spaces | ... \$300. |
| (3) 51 spaces and above | ... \$400. |

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(e) Variances and Conditional Use :

Application fee ... \$150.

(f) Minor-Site Plan :

Application Fee ... \$100.

Section 2. Any existing ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-bf) adopted November 22, 1966 as amended and supplemented (To create the titles of "Communications Operator" and "Chief Communications Operator" and to abolish the titles of "Fire Alarm Operator" and "Chief Fire Alarm Operator" in the Department of Fire).

(Creating 2 titles in Department of Fire as result of New Jersey Department of Personnel reclassification and abolishing old titles. Salary remains the same. Represented by F.M.B.A.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6S&FBF) adopted November 22, 1966, as amended and supplemented be amended to create the titles, as follows, to wit:

POSITION

Communications Operator (Fire)		
1296	1/1/88	\$25,500.00 - \$31,728.32
Chief Communications (Fire)		
Operator		
6984	1/1/88	\$29,913.94 - 32,189.02

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SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles and title codes, as follows, to wit:

POSITION

Fire Alarm Operator
1833

Chief Fire Alarm Operator
1125

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Tucker.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage

Ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor" (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To abolish the title of "Principal Clerk Bookkeeper" in the Department of Finance)

(Abolishing title Principal Clerk Bookkeeper per New Jersey Department of Personnel's Standardization Program. Represented by Newark Council #21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented be amended to abolish the title, as follows, to wit:

POSITION

Principal Clerk Bookkeeper			
2775 (35 Hrs.)	2	1/1/88	\$15,557.75 - \$18,272.57

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 2, Administration, Chapter 10, Department of Health and Human Services, Article 2, Division of Health, Section 5(d), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By amending the burial/removal permit fee)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 2, Administration, Chapter 10, Department of Health and Human Services, Article 2, Division of Health, Section 5(d), fees, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby amended to read in its entirety as follows:

- (d) **BURIAL PERMITS; FEES** - Requests for burial, removal, transit or disinterment permits shall be accompanied by a fee of \$1.00.

SECTION 2. This ordinance shall take effect after final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

March 2, 1988

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title of Supervising Mechanic and to abolish the title of Mechanic Foreman in the Department of General Services).

(Title change due to New Jersey Department of Personnel reclassification. Creating Supervising Mechanic and abolishing Mechanic Foreman in Department of General Services. Represented by Trades Benevolent Association. No change in salary range.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an "Ordinance creating positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Supervising Mechanic			
6724 (40 Hrs.)	5	1/1/87	\$29,966.30 - \$30,838.62 - \$31,693.97

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title and title code, as follows, to wit:

POSITION

Mechanic Foreman
2442 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

March 2, 1988

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 20, Chapter 1, of the Revised Ordinances of the City of Newark (1966) by amending Section 16.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 20, Chapter 1, Section 16 of the Revised Ordinances of the City of Newark (1966) be amended to read as follows:

- 20:1-16 Fees Established For Certain Services**
- (a) **The following fees are hereby established for certain services provided by the Police Department:**
 - (3) **Clearance visas and letters of good conduct - \$10.00.**
 - (4) **Each set of fingerprints authorized to be taken by the rules and regulations - \$4.00**

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the execution of a lease between the City of Newark, Owner, and the Black Youth Organization/Chad School, tenant for approximately 6,804 square feet of vacant land of the premises commonly known as 302-302½ South 9th Street and 304-306 South 9th Street, for the sum of one hundred dollars (\$100.00) or County taxes, whichever is greater, per year for a period of ten years.

WHEREAS, the Black Youth Organization/Chad School, a nonprofit corporation of the State of New Jersey, has tax exempt status with respect to both the State of New Jersey and the Federal Government; and

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WHEREAS, the City of Newark owns the premises commonly known as 302-302½ South 9th Street and 304-306 South 9th Street, Block 1781, Lots 53, 54, 55 and 70, on the Official Tax Maps and Tax Duplicate (year 1988) of the City of Newark, and said premises are not needed for use by the municipality; and

WHEREAS, the City of Newark desires to enter into a lease agreement with the Black Youth Organization/Chad School, for the period from February 1, 1988 to January 31, 1998, with an option to renew said leasehold for an additional five (5) years to terminate on January 31, 2003.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into a lease agreement on behalf of the City of Newark, owner, to let approximately 6,804.00 square feet of vacant land of the above described premises to the said Black Youth Organization/Chad School, lessee, pursuant to N.J.S.A. 40A:12-14 (c), for the period from February 1, 1988 to January 31, 1998, with an option to renew for an additional five (5) years.

Section 2. Said Black Youth Organization/Chad School, shall, as consideration for said lease agreement, (1) pay the owner the sum of One Hundred Dollars (\$100.00) or County Taxes, whichever is greater, per year for a period of fifteen (15) years; (2) perform all necessary capital improvements to improve subject property to a condition that will comply with the occupancy requirements, rules, regulations and ordinances of the City of Newark and any other governmental agency of jurisdiction.

Section 3. The above said premises shall be used by the lessee for expansion and enhancement of recreational activities and associated use in pursuing its objectives; to wit, for the purposes of delivery of wholesome recreational opportunities for the students of Chad School.

Section 4. Said Business Administrator shall be responsible for the enforcement of the covenants and conditions of the lease agreement.

Section 5. W. Leon Moore, Director of Chad School, or his designated agent, shall annually submit a report to the Tax Collector summarizing the use of the said premises for that year, the activities undertaken by the lessee in furtherance of said public purpose, the value or cost, if any, of such activities and an affirmation of their continued tax-exempt status as a nonprofit corporation pursuant to both State and Federal Law.

Section 6. A copy of the lease agreement is attached hereto.

Section 7. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 8. This Ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Councilman Carrino arrived 1:20 P.M.)

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 12, Food, Drug and Cosmetic Business; Chapter 2, Food Caterers and Sanitary Regulations; Section 33, License Fee, Duration of Licenses and Chapter 4, Milk and Milk Products, Section 81, License Application; Issuance; Fee; Term; Separate License for Each Machine, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 12 Food Drug and Cosmetic Business.
Chapter 2 Miscellaneous Health and Sanitation regulations section 33 license fee; duration of license, of the Revised Ordinance of the City of Newark, New Jersey, 1966 as amended and supplemented be amended to read as follows:

12:2-33 LICENSE FEE; DURATION OF LICENSE

The annual license fee shall be \$100.00.
the license shall expire September 1st of
each year following issuance.

Section 2. Title 12 Food Drug and Cosmetic Business.
Chapter 4. General Administration provision section 81 license application, issuance; fee; term; separate license for each machine of the Revised Ordinances of the City of Newark, New Jersey, 1966. As amended and supplemented be further amended and supplemented to read as follows:

**12:4-81 LICENSE APPLICATION; ISSUANCE; FEE;
TERM; SEPARATE LICENSE FOR EACH
MACHINE.**

(a) The license shall be issued by the division of licenses on application made by the person, firm or corporation, in occupancy of the premises, in or on which the machine is to be maintained and operated except where the location of the machine is in or on a federal, state, county or municipal owned or operated premises, in which case, the vending machine owner shall make the application and receive the license. The annual license fee shall be \$100.00 for each location at which an operator operates or maintains a milk, milk product, food or beverage vending machine, subject to the ordinance, and the annual license fee shall be \$50.00 for each such machine which dispense milk and/or milk products as defined in N.J.S. 24:10-57.1 et seq., in which case the license fee for each machine shall be \$75.00. The said license shall expire on the 30th day of November next after its issuance. A separate application shall be made for each vending machine.

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(b) A location shall mean the land and building and contiguous lands and buildings comprising the entire establishment of the owner or lessee thereof on which the coin operated vending machine is located.

(c) The license fees shall be payable upon the presentation of the following:

- (1) for a location license, an application fee of \$100.00;
 - (2) for a vending machine license, application fee of \$50.00;
 - (3) for a milk or milk products vending machine, an application fee of \$75.00.
- In the event that such license(s) is not granted then the respective application fee(s) shall be refunded less \$15.00.

Section 3. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villanf, President Martinez.

Absent: Councilmen Tucker.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 10, Chapter 11, "Tax Exemptions and Abatements for Commercial and Industrial Improvements and Projects and Additionally Embracing Procedures for Application, Approval and Administration of Tax Abatement Agreements" of the Revised Ordinances of the City of Newark, 1966 as amended and supplemented, (By requiring submittal of Certified Auditor's reports to the Finance Director and the City Clerk).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 7 Administration of Agreements After Construction; subparagraph b. Title 10, Chapter 11, "Tax Exemptions and Abatements for Commercial and Industrial Improvements and Projects and Additionally Embracing Procedures for Application, Approval and Administration of Tax Abatement Agreements" be and is hereby amended and supplemented to read as follows:

7. ADMINISTRATION OF AGREEMENTS AFTER CONSTRUCTION:

b. Annual Audits: Where required by law or where required by the agreement the developer shall submit an annual certified audit of the financial performance of the project to the Finance Director with a simultaneous copy to the City Clerk for archival purposes. Such audit shall be submitted each year within ninety days after the end of the fiscal year of the project. The Tax Collector shall review each audit upon submission and make a determination as to any adjustment required in the in lieu payment.

The audit and the determination of the Tax Collector shall then be submitted to the City's external auditors for their review. If the determination of the Tax Collector is acceptable, it shall be used as the basis of the adjustments to billing outlined in subsection 7a above. If the determination or the audit is not acceptable, the Tax Collector shall be responsible to remedy the deficiencies noted and to re-submit his corrected determination for review. As part of this annual audit process, the developer shall be responsible for the payment of a fee to offset the city's cost of review of the audit. Such fee will be in the actual amount incurred by the City to conduct such review, but in no case shall exceed the lesser of 10% of the annual service charge or \$2,000. This fee shall be billed by the Tax Collector as part of the annual service charge and shall be payable under the same terms as that charge.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Tucker.

President Martinez: The yeases are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance to amend and supplement Title 8, Business and Occupation, Chapter 11, Public Markets, Section 3, Issuance of License; Fee, Term, and Chapter 11, Vendor in Market, Section 7, Issuance of License; Term; Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance to amend an ordinance imposing a tax on Employer Payrolls in the City of Newark, "Ordinance 6-S & F-m, January 4, 1978, as amended by Ordinance 6-S & F-k, January 3, 1979, as amended by Ordinance 6-S & F-b, adopted January 16, 1980, as amended by Ordinance 6-S & F-k, February 17, 1982, as amended by Ordinance 6-S & F-i, March 16, 1983, as amended by Ordinance 6-S & F-b, December 18, 1985 to impose a rate of three quarters percent (.75) effective January 1, 1988.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

(Mr. Joseph Faccone, Samuel Klein and Company, External Auditors met with the Council February 2, 1988)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

Hearings of Citizens.**6-HC-a.**

MR. E. GAINES, 184 VERMONT AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to problems caused by a vacant building located at 182 Vermont Avenue and also in regard to job training programs.

(Councilman Tucker arrived 1:26 P.M.)

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- 6-HC-b. MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to the demolition of 138 Hedden Terrace, 153 Hunterdon Street and a building on South 11th Street which she opined were strong buildings which could be used as low income housing. Ms. Roberson also expressed her opposition to the closing of branch libraries.

President Martinez directed the City Clerk to communicate with Engineering Director Zach requesting information with reference to the demolition of the above mentioned properties.

- 6-HC-c. MS. BESSIE WALKER WILLIAMS, 2 NEVADA STREET, APARTMENT 12S, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to increased and better transportation for senior citizens.

After a lengthy discussion, President Martinez directed the City Clerk to invite Business Administrator Monteilh, Health and Human Services Director Foster-Struggs and Ms. Bessie Walker Williams to the March 8, 1988 special conference of the Municipal Council to discuss this matter.

- 6-HC-d. MS. VIOLA CRAWFORD, 119 LEHIGH AVENUE, NEWARK, NEW JERSEY.**

- 6-HC-e. MS. PAULETTE WALKER, 140 LEHIGH AVENUE, NEWARK, NEW JERSEY.**

The above citizens addressed the Members of the Municipal Council with respect to littering, loitering and drug selling in the area between Lehigh Avenue and Harding Terrace. Complaints were registered that senior citizens and young people cannot enter stores without fighting their way through groups of men.

President Martinez directed the City Clerk to forward a verbatim transcript of the above citizens' remarks to Mayor James, Police Director Greenleaf and Alcoholic Beverage Control Board Director Foushee for their attention and necessary action.

- 6-HC-f. MS. WANDA J. SNYDER, 17 DEMAREST STREET, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to the Madison Branch Library at Clinton Avenue remaining open. Ms. Snyder gave a documented presentation to the Councilmen urging them to consider the possibility of keeping all branches open.

President Martinez noted that in all probability, when the budget is in its final form, money will be appropriated to offset library closings.

- 6-HC-g. MR. HARVEY GLOVER, 24 HARTFORD STREET, NEWARK, NEW JERSEY,**

- 6-HC-h. MS. VIRGINIA MORTON, 195 WEST MARKET STREET, NEWARK, NEW JERSEY.**

The above citizens addressed the Municipal Council with respect to illegal dumping, by the City of Newark, in a vacant lot on Newark Street between Warren and Academy Streets. They expressed concern this was creating a health hazard and also encouraging others to illegally dump in their neighborhood.

Engineering Director Zach, who was summoned by the Council for an explanation, said he was first informed of this situation on Tuesday and was advised that Safe and Clean was piling up garbage for the purpose of hauling it away and that the debris would be removed immediately.

President Martinez directed the City Clerk to invite Mayor James, Corporation Counsel Grant, Engineering Director Zach, Development Director Lucas, Land Use Director McLucas, Mr. Harvey Glover and Ms. Virginia Morton to meet with the Members of the Council at their March 8, 1988 special conference to discuss this matter.

- 6-HC-i. MR. ROBERT COLE, 1 SOUTH 8TH STREET, NEWARK, NEW JERSEY,** address the Members of the Municipal Council with respect to problems he has experienced in the work force.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a.** Resolution ratifying filing of Subregional Transportation Planning application; further ratifying and authorizing Mayor and Director of Engineering to enter into contract with New Jersey Department of Transportation for purpose of providing Subregional Transportation Planning in City of Newark, for period July 1, 1987 to June 30, 1988, in amount of \$90,400.; City of Newark shall provide in-kind services match equivalent to \$14,690.; (\$57,630.-Federal Highway Administration; Urban Mass Transportation Administration-\$18,080.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- 7-R-b.** Resolution confirming action taken by Director of Engineering to secure services of United Gunitite and Construction Co., Inc., pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with United Gunitite and Construction Co., Inc., 102 Welland Avenue, Irvington, New Jersey, based upon lowest responsible proposal, for Emergency Gunitite Lining of approximately 1200 L.F. of the Brick Sewer located on 15th Avenue at Morris Avenue, for sum of \$212,000.; funds provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- 7-R-c.** Resolution confirming action taken by Director of Engineering to reject bid of Valley Landscape, Inc., 1136 McCarter Highway, Newark, New Jersey, on grounds of misrepresentation of themselves as a Minority-owned enterprise and for failure to supply the name or names of Minority Contractor(s) to whom 25% of the contract would be awarded at time of submission of their bid; further authorizing Director of Engineering to award and execute Contract 87-29, Tree Planting--Citywide, with Ventura Construction Corp., Post Office Box 96, East Hanover, New Jersey, lowest responsible bidder, for total sum of \$290,810.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$8,400.; funds provided in 1988 Temporary Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- 7-R-d.** Resolution confirming action taken by Director of Engineering to secure services of Scafar Contracting, Inc., pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with Scafar Contracting, Inc., 50 Ferguson Street, Newark, New Jersey, for emergency repairs to 10 L.F. of the 8" sewer line located at Stuyvesant Avenue and Underwood Street, and for replacement of the additional 30' of the line which was found to be severely damaged due to age and deterioration, for total sum of \$19,750.; funds provided in 1988 Temporary Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-e.

Resolution confirming action taken by Director of Engineering to secure services of Scafar Contracting, Inc., pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with Scafar Contracting, Inc., 50 Ferguson Street, Newark, New Jersey, for emergency repairs to 20 L.F. of the 12" sewer line located at the intersection of West End Avenue and South Orange Avenue, and for replacement of the additional 45.5' of the line which was found to be severely damaged due to age and deterioration, for total sum of \$50,025.; funds provided in 1988 Temporary Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-f.

Resolution confirming action taken by Director of Engineering to secure services of M. & L. Construction Co., Inc., pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with M. & L. Construction Co., Inc., 914 Doremus Avenue, Newark, New Jersey, for emergency repairs to 15 L.F. of the 10" sewer line located at the intersection of Lockwood Street and Euclid Avenue, for total lump sum of \$21,975.; funds provided in 1988 Temporary Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-g.

Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Essex County Department of Citizens Services, Division on Aging, to continue implementing the Nutrition Project for the Elderly, for period January 1, 1988 to March 31, 1988, in amount of \$173,735. (Older American Act Funds-\$51,000.; U.S.D.A. Reimbursements (Estimated)-\$58,360.; 1987 Carry-Over (Estimated) \$2,500.; Project income (Estimated)-\$22,500.; In-Kind Contributions (Estimated)-\$39,375.); does not require expenditure of municipal funds and provides only for in-kind services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-h.

Resolution authorizing Director of Development to enter into and execute contract with Leaguers Inc., to continue rehabilitation of 750 Clinton Avenue, for period March 1, 1988 through February 28, 1989, for funds totalling \$50,000.; funds provided in H.C.D.A. FY XII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

March 2, 1988

- 7-R-i.** Resolution authorizing Mountain Newark Urban Renewal Associates, L.P., a New Jersey Corporation, to commence construction of 83,350 square feet of 28 feet high warehousing distribution space and 21,000 square feet of office space to be located at 884-918 Frelinghuysen Avenue (Block 3775, Lot 1), upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating the City of Newark or the Municipal Council to grant tax abatement to the project or approve the submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- 7-R-j.** Resolution authorizing Unique Builders Urban Renewal Corporation, a New Jersey Corporation, to commence construction of 18 residential condominium units to be located at 63-69 Rome Street, (Block 2070, Lot 60), upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating the City of Newark or the Municipal Council to grant tax abatement to the project or approve the submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- 7-R-k.** Resolution authorizing Park View Urban Renewal Inc., a New Jersey Corporation, to commence construction of 7 residential condominium units to be located at 162 Market Street, (Block 2011, Lot 33), upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating the City of Newark or the Municipal Council to grant tax abatement to the project or approve the submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- 7-R-l.** Resolution authorizing Mayor and Business Administrator to execute labor agreement with Police Superior Officers Association of Newark, New Jersey, Inc., for period covering January 1, 1988 through December 31, 1989.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- 7-R-m. Resolution authorizing Mayor to enter into letter agreement with New Jersey Department of Community Affairs to utilize FY 1988 Supplemental Safe Neighborhood Program Funds in amount of \$1,316,024.57; no matching funds required.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- 7-R-n. Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$90,000., Municipal Aid Program.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- 7-R-o. Temporary emergency resolution appropriating \$90,000., Municipal Aid Program, said emergency funds shall be provided in 1988 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- 7-R-p. Resolution authorizing transfer of reserve funds from Department of Administration, Division of Personnel, Services by Contract or Agreement-\$4,000., to Miscellaneous-\$4,000 pursuant to N.J.S.A. 40A:4-59.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- 7-R-q. Resolution authorizing transfer of reserve funds from Department of Administration, Division of Data Processing, Other Expenses, Services by Contract or Agreement-\$90,000., to Equipment-\$90,000.; pursuant to N.J.S.A. 40A:4-59.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- 7-R-r. Resolution appointing 24 (twenty-four) Special Police Officers for the year ending December 31, 1988.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-s. Resolution granting tax exemption on improvement on property 99 Evergreen Avenue, Block 3775, Lot 10, owned by CMS Realty Ltd., for period commencing January 1, 1987 and terminating December 31, 1992 pursuant to N.J.S.A. 54:6-3.95; further cancelling assessment for first three months of 1986 in amount of \$12,875. and assessment for entire year of 1987 in amount of \$51,500.; further cancelling taxes levied on improvement for 3 months of 1986 in amount of \$1,651.86 and for the full year of 1987 in amount of \$6,820.90. (Application previously rejected by Resolution 7-R-b, February 4, 1987 on grounds it was not filed within time provided by N.J.S.A. 54:4-3.98); instituted action in Superior Court, Law Division, Essex County, to set aside action of Municipal Council.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-t. Resolution authorizing Director of Finance to issue check in amount of \$700. to Frank Montagna, 149 Dewitt Avenue, Belleville, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Mr. Montagna was suspended from his employment with City of Newark pending criminal litigation from which he was subsequently acquitted; Mr. Montagna determined he was eligible for money for dental benefits; filed suit in Superior Court of New Jersey, Special Civil Part for \$1,400.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-u. Resolution authorizing Director of Finance to issue draft in amount of \$12,500. to Virginia Harris and Geltzeiler, Mandel, Berezin & Feinstein, her attorneys, 17 Academy Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking damages for personal injuries allegedly sustained as result of dangerous condition of City property.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council March 1, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-v.

Resolution authorizing Director of Finance to issue check in amount of \$200. to Irving Taylor, 57 Branchbrook Place, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; filed claim seeking recovery of \$200. deductible provision as result of automobile accident involving City vehicle.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-w.

Resolution authorizing Director of Finance to issue check in amount of \$25,000. payable to Anna McNamara Nelson and her attorney, Robert Elkins, 26 Journal Square, Jersey City, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; for injuries sustained when Ms. McNamara Nelson was pedestrian on sidewalk, adjacent to Washington Park, and stepped from curb and alleged she fell in pothole in Washington Park and fractured her right ankle and toe on her left foot; instituted lawsuit in Superior Court of New Jersey, Law Division, Essex County.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Grant met with Council March 1, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-x.

Resolution authorizing Director of Finance to issue check in amount of \$5,500., payable to Eric Mason, an infant, by his guardian ad Litem, Roberta Mason and Roberta Mason individually and Tolstoi & Tolstoi, their attorneys, 570 West Mount Pleasant Avenue, Livingston, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking damages for personal injuries allegedly sustained as result of acts of City employees.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-y.

Resolution authorizing Director of Finance to issue check in amount of \$5,000. payable to Joseph Fealey and Franz & Mintz, his attorneys, 624 Newark Avenue, Elizabeth, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking damages for personal injuries allegedly sustained as result of dangerous condition of City property.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-z.

Resolution authorizing Director of Finance to issue check in amount of \$4,000. payable to William Warren and his attorney, Freeman and Bass, 24 Commerce Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, for injuries resulting from fall while walking on sidewalk located adjacent to 411-417 Springfield Avenue, where plaintiff alleged he fell through basement door on sidewalk which was covered by boards placed by Newark Demolition Team which was demolishing structures.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ba.

Resolution authorizing Director of Finance to issue and deliver check in amount of \$1,436.87 to Reitman, Parsonnet, Maisel and Duggan, Esqs., 744 Broad Street, Suite 1807, Newark, New Jersey, in the matters of Essex County Jail Inmates, et. als. vs. Collier and Fauver and U.S.A. vs. City of Newark vs. County of Essex, the Honorable Harold A. Ackerman, Judge of the United States District Court, has appointed Sidney Reitman, Special Master, for period March 4, 1987 through and including July 8, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bb.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement and accept sum of \$31,450. from Ralmar Realty Corp, in full satisfaction of cost of demolition of 17-19 Crane Street, A/K/A 61 Webster Street; City of Newark commenced suit to compel demolition of unsafe property; during course of litigation City foreclosed upon said property and proceeded to demolish same by awarding contract in amount of \$37,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bc.

Resolution authorizing Corporation Counsel to accept sum of \$15,885.19 from J.E.B. Realty Co., Inc., payable to Division of Water Accounting & Customer Service in full satisfaction of water/sewer charges due on April 10, 1987 on Account #03-155-1500-00, for property 396 Springfield Avenue, Block 299, Lot 26; upon receipt of all documents deemed necessary by Corporation Counsel.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bd. Resolution authorizing Director of Finance to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$93,972.18 for overpayments carried on books and records of Tax Collector by reasons of County Board Judgements, Tax Court Judgements, Veterans' Allowances, Senior Citizen Allowances and Cash Overpayments for years 1982, 1984, 1985, 1986 and 1987.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-be. Resolution authorizing Director of Finance and Tax Collector to cancel outstanding taxes for premises 14-18 Goodwin Avenue, Block 3614, Lot 10, owned by Lawyers Mortgage, for year 1987, in amount of \$2,095.08. (Assessed in error. Building demolished prior to December 31, 1986)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bf. Resolution authorizing Director of Finance to cancel \$18,303.06 outstanding water/sewer interest and penalties on properties which the City of Newark has foreclosed pursuant to In-Rem Foreclosure as per attached Schedule.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bg. Resolution authorizing Director of Finance to cancel \$18,867.93 outstanding water/sewer charges and interest and penalties on properties which the City of Newark has foreclosed pursuant to In-Rem Foreclosure as per attached Schedule.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bh. Resolution authorizing Director of Finance to cancel \$59,357.31 outstanding water/sewer charges and interest and penalties on properties which the City of Newark has foreclosed pursuant to In-Rem Foreclosure as per attached Schedule.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bi. Resolution authorizing Director of Finance to cancel \$81,683.94 outstanding water and sewer, penalties and interest charges on properties which the City of Newark has foreclosed pursuant to In-Rem Foreclosure as per attached Schedule.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bj. Resolution authorizing Director of Finance to cancel \$2,088.12 outstanding water-sewer penalties and interest charges on property at 271 Oraton Street, Newark, New Jersey, Account No. 13-631-2950-00, also known as Block No. 771, Lot No 1, which the City of Newark foreclosed pursuant to In-Rem Foreclosure.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bk. Resolution authorizing Director of Finance to cancel \$4,742.37 outstanding water-sewer penalty and interest charges on property at 74-76 Boylan Street, Newark, New Jersey, Account No. 02-058-0150-00, also known as Block No. 4061, Lot No 41, which the City of Newark foreclosed pursuant to In-Rem Foreclosure.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bl. Resolution amending Resolution 7-R-bq (A.S.) adopted October 21, 1987, authorizing Business Administrator to execute Bargain and Sale Deeds for properties sold at Public Auction September 28, 29, 30 and October 1, 1987, by correcting address of property listed on Exhibit D to read Block 3520, Lot 3, 80 East Peddie Street (incorrectly listed as 274 Frelinghuysen Avenue).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bm. Resolution designating reserved parking area for handicapped motorists on Niagara Street, south side, beginning 62 feet east of the easterly curbline of Marne Street and extending 22 feet easterly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bn.** Resolution designating reserved parking area for handicapped motorists on Walnut Street, north side, beginning 131 feet west of the westerly curblin of Adams Street and extending 22 feet westerly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bo.** Resolution recognizing and commending Police Officer Vincent Cordi for displaying exceptional valor in the apprehension of two suspects who were involved in several armed robberies.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bp.** Resolution recognizing and commending Valerie James, Camp Director of the Division of Recreation/Cultural Affairs, for her many years of dedicated service to the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bq.** Resolution recognizing and commending Reverend Doctor Granville Allen Seward on his twentieth anniversary as the Pastor of Mount Zion Baptist Church.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-br.** Resolution recognizing and commending Pastor Dave McLucas, a teacher at Bethel Christian Academy, for his unselfish act of bravery while apprehending a suspect who had robbed a woman of her purse.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bs.** Resolution honoring the memory of the late Augustus C. Dickerson, the first Black police officer in the City of Newark, at a ceremony recognizing his legacy sponsored by The Bronze Shields, Inc. on February 24, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bt.
(A.S.)

Resolution amending Resolution 7-R-bs (A.S.) November 16, 1987, contract with Occupational Training Center of Essex County to provide curbside newspaper collection service for one year from date of approval, contract shall not exceed \$150,000., by expanding services to include collection of used cans and bottles from residents of Newark at cost of \$490. per crew per day; for additional amount of \$350,000.; total cost of contract not to exceed \$500,000.; funds available from Division of Sanitation disposal account.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

No: Councilman Tucker.

7-R-bu.
(A.S.)

Resolution recognizing and commending Eric B. and Rakim, renowned rappers, on the occasion of their appearance at Weequahic High School in conjunction with the No-Cane Program on March 8, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bv.
(A.S.)

Resolution recognizing and commending the Coaches and Cheerleading staff of the 1987 West Ward Hawks and Vikings.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bw.
(A.S.)

Resolution recognizing and commending Newark Police Officer Nick Maresca for his exemplary display of courage and valor in an effort to capture a suspect who had stolen an automobile.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bx.
(A.S.)

Resolution recognizing and commending Newark Police Officer James Byrne for his exemplary display of courage and valor in an effort to capture a suspect who had stolen an automobile.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-by.
(A.S.)

Resolution recognizing and commending Ms. Allison Brown Jones on the occasion of her swearing in as a Judge of the Municipal Court of the City of Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-bz.
(A.S.)** Resolution recognizing and commending Planned Parenthood of Essex County on the august occasion of its 60th anniversary and in appreciation of its sterling and significant service to the youth of the Greater Newark Area.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-ca.
(A.S.)** Resolution recognizing Grand Marshal Jerry Lenihan and Deputy Grand Marshal Barbara Hanseimann on the celebrated occasion of the 1988 Newark St. Patrick's Day Parade.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cb.
(A.S.)** Resolution recognizing and commending Trinity Lodge No. 33 Free and Accepted Masons on the occasion of its 74th Anniversary as a Prince Hall Masonic Lodge in the City of Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cc.
(A.S.)** Resolution recognizing and commending Charles L. Whigham for his outstanding leadership in the Greater Newark Area on the occasion of his recognition by the Trinity Lodge No. 33 Free and Accepted Masons, Prince Hall Affiliation.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cd.
(A.S.)** Resolution recognizing and commending three students from Newark Christian's School who were selected as the winners of an essay contest sponsored by Members of the Municipal Council.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-ce.
(A.S.)** Resolution recognizing and commending Reverend Alfred T. Zemeikis on his selection as "Irish Clergyman of the Year" at the Annual Dinner of the Friends of Brian Boru, Inc. on March 9, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cf.
(A.S.)** Resolution recognizing and commending the Honorable George E. McCormack on his selection as "Irishman of the Year" at the Annual Dinner of the Friends of Brian Boru, Inc., on March 9, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

March 2, 1988

7-R-824
(A.S.)

Resolution recognizing and commending the Honorable Joan Codey Durkin on her selection as "Irishwoman of the Year" at the Annual Dinner of the Friends of Brian Boru, Inc., on March 9, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ch.
(A.S.)

Resolution authorizing Director of Finance to issue checks in amount of \$8,075. to Cesar Garay an infant by his guardian ad Litem Julio Garay and Anthony Bisignano, his attorney; \$722.50 to Julio Garay and Anthony Bisignano, his attorney and \$4,037.50 to Eneida Garay and Larry A. Chamish, her attorney, upon receipt of all documents deemed necessary by Corporation Counsel; Eneida Garay instituted suit in Superior Court of New Jersey, Law Division seeking recovery for personal injuries sustained in automobile accident with City vehicle and Cesar Garay an infant by his guardian Ad Litem, Julio Garay and Julio Garay individually, instituted suit in Superior Court of New Jersey, Law Division, seeking damages for injuries and property damage in same accident; matters consolidated for purpose of automobile arbitration in Essex County Auto Arbitration Program - arbitrator's award determined City of Newark 85% liable and Eneida Garay 15% liable.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ci.
(A.S.)

Resolution authorizing Director of Finance to issue check in amount of \$200,000. payable to Carol A. Bednar, individually and as administratrix of the estate of John Bednar and Leonard Rappa and Brian Harris, her attorneys, upon receipt of all documents deemed necessary by Corporation Counsel; Carol A. Bednar, individually and as administratrix of estate of John Bednar, instituted suit in Superior Court of New Jersey, Law Division, Essex County, against City of Newark and other corporations seeking damages for personal injuries and the death of John Bednar as result of alleged negligence by the defendants.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council March 1, 1988)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cj.
(A.S.)

Resolution recognizing and commending Verdell Bryant of Newark on the occasion of her 80th birthday on March 10, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ck.
(A.S.)

Resolution creating a Task Force Against Racism.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez appointed Councilman Ralph T. Grant, Chairman and Councilmen Harris and Villani to serve on this committee.

7-R-cl.
(A.S.)

Resolution deleting one-way designation on Mulberry Street, southbound from Raymond Boulevard to Edison Place, for period of 90 days from date of approval, pursuant to N.J.S.A. 39:4-197.3.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cm.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 957, Lot(s) 23 and 25 (295-299 East Kinney Street) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM70056, October 1, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cn.
(A.S.)

Resolution recognizing and commending Ms. Myrna Milan on the occasion of her swearing in as the first Hispanic female Judge of the Municipal Court of the City of Newark, New Jersey on March 3, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-co.
(A.S.)

Resolution recognizing and commending Ms. Theresa David on the occasion of her retirement from the Newark Public School System after 42 years of exemplary service.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cp.
(A.S.)

Resolution authorizing Mayor and Director of Development to execute and enter into Memorandum of Understanding with ARUNKARMAR Group, Inc., 2333 Morris Avenue, Suite C14, Union, New Jersey, to redevelop 44 units of housing on two blocks of land bordered by Vanderpool Street, Sherman Avenue, Earl Street and Elizabeth Avenue, Tax Block 2785, Lots 1, 2, 3, 4, 6, 7, 8, 9, 10, 15, 16, 17, 20, 21, 27, 28, 29, 30, 34, 35, 36 and 37 and Block 2792, Lots 1, 2, 3, 4, 5, 6, 8, 9, 13, 15, 16, 17, 18, 20, 22, 23, 25, 26, 29, 32, 33, 34, 35, 37, 38, 39, 40 and 41. (Vanderpool Estates)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cq.
(A.S.)

Resolution recognizing and commending the Portuguese American Congress of New Jersey on the festive occasion of their 4th Annual Dinner Dance at the Mediterranean Manor in Newark, New Jersey on March 4, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

The following resolution was considered after Motion 7-M-e, after Corporation Counsel Grant advised the Members of the Municipal Council of the legal language to be incorporated into the resolution.

7-R-cr.
(A.S.)

Resolution extending deadline for completion of renovation project undertaken by Newark Renaissance Mall Urban Renewal Inc. on premises 832-836 Broad Street, 848-856 Broad Street and 1-9 Lafayette Street, Block 165, Lots 100, 111 and 113, to April 1989; all other terms and conditions of sale remain in full force and effect.

A motion to amend the resolution by inserting a new Section 2 to read as follows: "This approval is conditioned upon the City and Newark Renaissance Mall Urban Renewal Inc. executing an amendment to the original deed, indicating an extension of the date of completion to April 30, 1989 and providing that in the event Newark Renaissance Mall Urban Renewal Inc. fails to complete such renovation within such time period, the City shall institute action within six (6) months to acquire title to said property. Completion of the project shall be determined by the completion of ninety (90%) percent of the work plan as submitted to and approved by the Planning Board. This determination of ninety (90%) percent completion shall be approved and certified by the Director of the Department of Engineering. This amendment shall be filed and recorded in the Essex County Register's Office within fourteen (14) days herein" was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cs.
(A.S.)

Resolution authorizing Newark Renaissance Mall Urban Renewal Corporation, a New Jersey Corporation, to commence construction of an improvement at 832 Broad Street; 834-836 Broad Street; 848-856 Broad Street and 1-19 Lafayette Street (Block 165, Lots 97, 100, 111, 113) upon proper application and receipt of site plan, zoning, subdivision building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating the City or Municipal Council to grant tax abatement to project or approve the submitted application.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ct.
(A.S.)

Resolution authorizing Director of Engineering to execute contract engaging services of The Writing Company, One Gateway Center, Newark, for public relations services for one year beginning with execution of contract, for sum not to exceed \$120,000. (Publicity program for promotion of newly enacted Curbside Recycling Collection Program) (Contract awarded without competitive bidding as an "Extraordinary, Unspecified Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1(a)))

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Motions.

- 7-M-a. A MOTION REQUESTING PRESIDENT MARTINEZ TO STRICTLY ENFORCE THE MUNICIPAL COUNCIL RULES WITH PARTICULAR REFERENCE TO RULE V. AGENDA AND RULE XVI. ADDRESSING THE COUNCIL was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-b. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MILLIE FESTA, WIFE OF ADAM FESTA, PARKING LOT ATTENDANT FOR THE CITY OF NEWARK AND AUNT OF NEWARK COUNCILMAN CARRINO was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-c. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF HOBOKEN MAYOR THOMAS VEZZETTI was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-d. A MOTION STRONGLY URGING THE NEW JERSEY DEPARTMENT OF AGRICULTURE TO EXPEDITE THE RELEASE OF SURPLUS COMMODITIES FOR DISTRIBUTION BY THE SHARE-NEW JERSEY PROGRAM TO THE OVER 15,000 NEEDY RESIDENTS OF THE CITY OF NEWARK was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-e. A MOTION OPPOSING ANY AMENDMENT TO THE AFTER SCHOOL YOUTH DEVELOPMENT PROGRAM WHICH REDUCES THE LENGTH OF EMPLOYMENT FOR THE PARA-PROFESSIONALS WHICH ARE HIRED BY THE CITY OF NEWARK DIVISION OF RECREATION AND CULTURAL AFFAIRS: FURTHER, DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, HEALTH AND HUMAN SERVICES DIRECTOR FOSTER-STRUGGS, RECREATION/CULTURAL AFFAIRS MANAGER LIGHTFOOT, SCHOOL SUPERINTENDENT CAMPBELL, NEWARK BOARD OF EDUCATION PRESIDENT BELL AND MS. CAROL GRAVES, PRESIDENT OF THE NEWARK TEACHERS UNION TO MEET WITH THE MUNICIPAL COUNCIL AT ITS MARCH 8, 1988 SPECIAL CONFERENCE TO DISCUSS THIS MATTER was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-f. A MOTION URGING GOVERNOR THOMAS KEAN AND THE NEW JERSEY STATE PAROLE BOARD TO DENY PAROLE FOR THOMAS TRANTINO, WHO WAS CONVICTED OF KILLING TWO LODI POLICE OFFICERS IN 1963 was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Not Voting: Councilman Grant.
- 7-M-g. A MOTION ENDORSING AND SUPPORTING THE NEWARK HOUSING AUTHORITY IN ITS EFFORT TO DEVELOP A COMPREHENSIVE PROGRAM TO ASSIST STUDENTS RESIDING IN PUBLIC HOUSING IN THE CENTRAL WARD INCLUDING BUT NOT LIMITED TO ATTENDANCE, RETENTION AND SCHOLARSHIP PROGRAMS AND DO ENCOURAGE THE NEWARK HOUSING AUTHORITY TO EXTEND THIS PROGRAM TO ALL THE WARDS IN THE CITY was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-h. A MOTION REQUESTING THE CORPORATION COUNSEL TO PREPARE THE APPROPRIATE LEGISLATION WHICH WOULD PROVIDE A ONE THOUSAND DOLLAR (\$1,000.) DONATION TO THE CITY OF NEW YORK FOR THE ARREST AND CONVICTION OF THE PERSON OR PERSONS RESPONSIBLE FOR THE ASSASSINATION OF NEW YORK POLICE OFFICER EDWARD BYRNE was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-i.

A MOTION REQUESTING THE PRESIDENT OF THE MUNICIPAL COUNCIL TO APPOINT A LIBRARY COMMITTEE TO MEET WITH THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY TO RESOLVE THE MATTER RELATIVE TO LAYOFFS AND CLOSING OF COMMUNITY BASED LIBRARY BRANCHES was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez appointed Councilman Branch, Chairperson, Councilmen Grant and Tucker to serve on the Library Task Force Committee.

7-M-j.

A MOTION REQUESTING THAT THE BOARD OF PUBLIC UTILITIES AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION ASSIST IN THE MONITORING AND DETECTION OF ILLEGAL DUMPING ACTIVITY WITHIN THE CITY OF NEWARK was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-k.

A MOTION DIRECTING THE CITY CLERK TO PUBLICIZE IN THE PROPER NEWSPAPERS THAT THE NEWARK MUNICIPAL COUNCIL WILL HOLD A PUBLIC HEARING ON TUESDAY, MARCH 22, 1988, AT 7:00 P.M., IN THE MUNICIPAL COUNCIL CHAMBER, SECOND FLOOR, CITY HALL, TO DISCUSS WITH THE PUBLIC AND CITY ADMINISTRATION, RECOMMENDATIONS TO RESOLVE THE PARKING AND TRAFFIC CONGESTION PROBLEMS WITHIN THE IMMEDIATE VICINITY OF THE FERRY STREET AREA IN THE EAST WARD was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received February 10, 1988, enclosing proposed "Ordinance ratifying and authorizing the execution of a lease agreement between the Salvation Army, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 138 Clifford Street, Block 972, Lot 25, for the sum of \$12,240.00 per year for a period of twelve (12) months."

(January 1, 1988 to December 31, 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 16, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received February 10, 1988, enclosing proposed "Ordinance ratifying and authorizing the execution of a lease agreement between the Leaguers, Inc., Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 731 Clinton Avenue, Block 3010, Lot 43, for the sum of \$23,760.00 per year for a period of twelve (12) months."

(January 1, 1988 to December 31, 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 16, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received February 18, 1988, enclosing proposed "Ordinance ratifying and authorizing the execution of a lease agreement between the City of Newark, Landlord and the Newark Public Library, Tenant, for the leasing of one-half of the fourth floor of premises commonly known as 295 Halsey Street, Block 96, Lot 14, for the sum of \$1.00 for the entire lease term of eighteen (18) months; with an additional six (6) month option to renew."

(September 21, 1987 to March 20, 1989)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 16, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-d. The City Clerk presented Communication from Business Administrator Monteilh, received February 22, 1988, enclosing proposed "Ordinance approving the purchase of premises commonly known as 88 Newark Street, Newark, New Jersey, Block 2837, Lot 4, by the City of Newark, from Ramon Alvarez (owner), for \$9,400. pursuant to the provisions of N.J.S.A. 40A:12-5(A) (1)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 16, 1988 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-e. The City Clerk presented Proposed "Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c, for the year 1986 on property owned by Primera Iglesia Pentecostal Faro De Luz, located at 777-783 Broadway, Block 772, Lots 21 and 24, Newark, New Jersey."

(\$4,159.19 plus applicable fees and interest for year 1986. Failed to file claim for continued tax exemption.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 16, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-f. The City Clerk presented Communication from Business Administrator Monteilh, received February 22, 1988, enclosing proposed "Ordinance to amend Title Twenty, Police and Fire Departments, Chapter One, Police Department, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To adjust the compensation for members of the Alcoholic Beverage Control Board)."

(Increases compensation for salaried members and the reimbursement limit for non-salaried members to \$3,500. per year, pursuant to N.J.S.A. 40:69A-43 (Faulkner Act) as amended, retroactive to August 11, 1986)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 16, 1988 Agenda of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

March 2, 1988

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received February 22, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor' (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create certain position titles and abolish others in the Department of Finance)."

(Creating 5 new titles in Department of Finance, Water Accounting and abolishing 5 old titles in compliance with New Jersey Department of Personnel reclassification. No change in salaries. Titles represented by Newark Council 21, Civil Service Association with exception of Director's title which is not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 16, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received February 22, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor,' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Animal Control Officer and to abolish the title of Dog Warden in the Department of Health and Human Services)."

(Animal Control

Officer (35 Hours) 6 1/1/88 \$13,639.26 - \$16,261.01)

(Creating new title and abolishing old title in the Department of Health and Human Services in compliance with New Jersey Department of Personnel reclassification. Represented by Newark Council #21, Civil Service Association. Salary remains the same.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 16, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-i.

The City Clerk presented Communication from Business Administrator Monteilh, received February 22, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To create the title of Program Development Specialist (Community Service) and to abolish the title of Community Service Planner)."

(Program Development

Specialist (Community Service)

(35 Hours) 1 1/1/88 \$23,566.04 - \$28,328.61)

(Creating new title and abolishing old title in the Office of the Mayor in compliance with New Jersey Department of Personnel reclassification. Represented by Newark Council #21, Civil Service Association. Salary remains the same.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 16, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-j.

The City Clerk presented **Communication from Business Administrator Monteilh**, received February 22, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development' (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of General Supervisor, Demolition and to abolish the title of General Demolition Foreman in the Department of Development)."

(General Supervisor,
Demolition (40 Hours) 1 1/1/87 \$24,172.76 - \$29,382.11)
(Creating new title and abolishing old title in Department of Development in compliance with New Jersey Department of Personnel reclassification. Represented by A.F.S.C.M.E. Local 2297 (Supervisors). Salary remains the same.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 16, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-k.
(A.S.)

The City Clerk presented **Communication from Business Administrator Monteilh**, received March 1, 1988, enclosing proposed "Ordinance approving a Redevelopment Plan for City Tax Block 1952, Lot(s) 54 and 56 (471-473-475 North 5th Street)."
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the March 16, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

8-l.
(A.S.)

The City Clerk presented **Communication from Business Administrator Monteilh**, received March 1, 1988, enclosing proposed "Ordinance approving a Redevelopment Plan for City Tax Block 1960, Lot(s) 38 and 39 (293-297 North 13th Street)."
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the March 16, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

8-m.
(A.S.)

The City Clerk presented **Communication from Business Administrator Monteilh**, received March 1, 1988, enclosing proposed "Ordinance approving a Redevelopment Plan for City Tax Block 209, Lot 39 (275 Montclair Avenue)."
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the March 16, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

March 2, 1988

8-n.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received March 1, 1988, enclosing proposed "Ordinance approving a Redevelopment Plan for City Tax Block 5088, Lot 76; 1 and 9 Commercial/Industrial Plaza."
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the March 16, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from February 9, 1988 to February 22, 1988:

BINGO LICENSES

LICENSEE

LICENSE NUMBER

St. Rocco's Holy Name Society

9881

RAFFLE LICENSES

LICENSEE

LICENSE NUMBER

INROADS/New Jersey, Inc.
Rosary Altar Society of St. John's Ukrainian
Catholic Church
Rosary Altar Society of St. John's Ukrainian
Catholic Church
Rosary Altar Society of St. John's Ukrainian
Catholic Church

9882
9884
9885
9886

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

March 2, 1988

ADJOURNMENT.


12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

This meeting adjourned at 3:40 P.M.

APPROVED:

ROBERT P. MARASCO
City Clerk



HENRY MARTINEZ
President



A special meeting of the Municipal Council of the City of Newark, New Jersey was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 12:20 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Carrino, Grant, Rice.

City Clerk Marasco read letter dated March 10, 1988, from Council President Henry Martinez, calling a special meeting of the Municipal Council for Tuesday, March 15, 1988, at 12 Noon, or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, for the purpose of **INTRODUCING THE 1988 MUNICIPAL BUDGET AND TO CONSIDER ANY OTHER RELATED ACTIONS DEEMED NECESSARY.**

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a. (S)

The City Clerk read An ordinance to increase the 1988 Budget Cap Amount to 5% pursuant to P.L. 1986, C.203.

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a special meeting April 12, 1988.

RESOLUTIONS.

7-R-a. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", Payroll Tax, sum of \$15,654,400.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

7-R-b. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", Parking Lot Receipts, \$7,136,735.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

7-R-c. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", Hotel Tax, \$1,042,418.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

7-R-d. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", Sale of City-owned Property, \$7,447,197.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

7-R-e. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", Port Authority Additional, \$7,000,000.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

7-R-f. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", Passaic Valley Sewerage, \$400,000.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

March 15, 1988

7-R-g. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", Fox Lance, \$656,000.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

7-R-h. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", Safe and Clean Neighborhood Supplemental, Police Officers, \$1,325,809.97.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

7-R-i. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", Safe and Clean Neighborhood Supplemental, Fire, \$447,089.80.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

7-R-j. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", Passaic Valley South Side Interceptor Sewer Lease, \$500,000.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

7-R-k. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", Uniform Fire Safety Act, \$252,860.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

7-R-l. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue" Additional Contribution from City of East Orange (Passaic Valley), \$268,000.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

March 15, 1988

7-R-m. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", Highway Lighting County for Jail Facilities, \$30,925.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

7-R-n. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue, Other Fees and Permits, \$160,412.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

7-R-o. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue, Municipal Court Fines, \$126,280.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

7-R-p. (S)

Resolution introducing the Local Budget of the City of Newark, for the Year 1988, authorizing advertising and establishing the hearing date on the Budget and Tax Resolution as April 12, 1988, at 11:00 A.M.

City Clerk Marasco stated the hearing on the budget and tax resolution would be held in the Council Chamber on April 12, 1988, at 11:00 A.M. He read the following:

General Appropriations for the Year 1988

Appropriations within "CAPS"

Municipal Purposes is \$165,462,313.25

Appropriations excluded from "CAPS"

Municipal Purposes is \$114,996,044.53

Local District School Purposes in Municipal Budget is \$14,577,400.00

Total General Appropriations excluded from "CAPS" is \$295,035,757.78

Reserve for Uncollected Taxes is \$24,455,000.00

The Total General Appropriations is \$319,490,757.78

Less: Anticipated Revenues Other Than Current Property Tax is \$253,445,048.85

Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes is \$66,045,708.93

March 15, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
 Absent: Councilmen Carrino, Grant, Rice.

MOTIONS.

7-M-a. (S)

A MOTION STRONGLY URGING THE COUNTY OF ESSEX TO MOVE FORTHWITH IN NEGOTIATIONS WITH THE CITY ADMINISTRATION FOR A HOST MUNICIPALITY AGREEMENT FOR THE OPERATION OF TWO GARBAGE TRANSFER STATIONS AT THE RATE OF \$5.00. PER TON UNTIL THE EFFECTIVE DATE OF SAID AGREEMENT BEING AUGUST 1, 1987; FURTHER, SUPPORTING ESSEX COUNTY'S REQUEST TO THE BOARD OF PUBLIC UTILITIES FOR STATE-WIDE AVERAGING IN THE COST OF GARBAGE DISPOSAL was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
 Absent: Councilmen Carrino, Grant, Rice.

7-M-b. (S)

A MOTION EXPRESSING CONCERN OVER THE LAXITY IN THE COLLECTIONS OF REVENUE FROM TAXES ON PARKING LOTS AND TAX ABATED PROPERTIES; FURTHER, PROPOSING THAT ADMINISTRATION CONDUCT A FEASIBILITY STUDY ON THE NEED FOR A SEPARATE UNIT WITHIN THE DIVISION OF REVENUE COLLECTIONS WHOSE PRIMARY RESPONSIBILITY WOULD BE THE COLLECTION OF THESE REVENUES was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
 Absent: Councilmen Carrino, Grant, Rice.

7-M-c. (S)

A MOTION DIRECTING THE CITY CLERK TO INVITE MAYOR SHARPE JAMES, COUNTY EXECUTIVE AMATO, THE MEMBERS OF THE ESSEX COUNTY BOARD OF CHOSEN FREEHOLDERS AND DIRECTOR OF ENGINEERING ZACH TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS NEGOTIATIONS FOR A HOST MUNICIPALITY AGREEMENT FOR OPERATION OF TWO GARBAGE TRANSFER STATIONS AT THE RATE OF \$5.00 PER TON UNTIL THE EFFECTIVE DATE OF SAID AGREEMENT BEING AUGUST 1, 1987 was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
 Absent: Councilmen Carrino, Grant, Rice.

7-M-d. (S)

A MOTION RECOGNIZING AND COMMENDING REPRESENTATIVE PETER W. RODINO, JR., A NATIVE OF NEWARK, NEW JERSEY, ON THE OCCASION OF HIS ANNOUNCED RETIREMENT FROM THE UNITED STATES CONGRESS AFTER 40 YEARS OF DISTINGUISHED SERVICE TO THE CITIZENS OF THE UNITED STATES AS WELL AS THE RESIDENTS OF THE 10TH CONGRESSIONAL DISTRICT OF NEW JERSEY was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
 Absent: Councilmen Carrino, Grant, Rice.

President Martinez stated the following on behalf of the Members of the Municipal Council:

"I WOULD JUST LIKE TO READ FOR THE RECORD THAT WE RECEIVED THE BUDGET JANUARY 15TH, FROM THE MAYOR, HONORABLE SHARPE JAMES, WHICH SHOWED A TAX RATE OF \$14.84. AFTER THE REQUIRED DELETION OF REVENUE ITEMS, THE 1988 APPROVED BUDGET, THE MAYOR'S BUDGET, WILL HAVE A TAX RATE OF \$15.64., OR AN INCREASE OF 80¢, BECAUSE

OF THE FOLLOWING: THE REVENUE SUBMITTED IN THAT BUDGET WERE ANTICIPATED IN EXCESS OF THE STATUTORY LIMIT, PARKING LOT RECEIPTS \$6,565., OVER, HOTEL TAX; \$924,882., RECEIPTS FROM DELINQUENT TAXES; \$2,277,000., AND ALSO REVENUES THAT WERE ANTICIPATED IN THE BUDGET WERE IN EXCESS OF STATE CERTIFICATION IN THE AMOUNT OF \$631,449.86. FOR PAYMENT IN LIEU OF TAXES ON STATE EXEMPT PROPERTY. \$438,646. IN EXCESS OF STATE REVENUE SHARING. THE REVENUES THAT WERE ANTICIPATED WITHOUT PROPER DOCUMENTATION: HOST MUNICIPALITY AGREEMENT; \$4,225,500., FOR A TOTAL OF \$8,504,042.89. THE DEPRESSED CITIES IN THE AMOUNT OF \$3,700,000. WAS LEFT IN THE BUDGET, AND HOPEFULLY THIS AMOUNT, OR EVEN MORE WILL BE BROUGHT INTO THE CITY. WE'RE AWAITING DOCUMENTATION ON THAT, AND I WOULD IMAGINE WITHIN A WEEK OR TWO WE'LL KNOW EXACTLY WHERE IT LIES. WITH ALL OF THOSE ITEMS TAKEN OUT, EXCLUDED FROM THE BUDGET, THE TAX RATE ON THE MAYOR'S BUDGET INTRODUCED THIS AFTERNOON IS \$15.64., AN INCREASE OF 80¢ OVER WHAT WAS INTRODUCED ON JANUARY 15TH. I THINK ALL OF US WILL WORK TOGETHER WITH THE ADMINISTRATION. I COMMEND MY COLLEAGUES FOR ALL OF THE TIME AND THE EFFORT THEY HAVE PUT INTO THE BUDGET SO FAR. WE WILL NOW BE GOING INTO OUR BUDGET, AND HOPEFULLY WE WILL DO WHATEVER IS POSSIBLE TO REDUCE THAT AMOUNT."


ADJOURNMENT.

12-a.


A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Rice.

The meeting adjourned at 3:35 P.M.

APPROVED:



ROBERT P. MARASCO
City Clerk



HENRY MARTINEZ
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:05 P. M.

The audience arose for the National Anthem.

The Invocation was offered by Minister James Wilson, Greater Moriah Baptist Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Ronald Washington, Lieutenant Detective James Reed and Detective James Miller, Jr., Sergeants-At-Arms.

Absent: Councilmen Carrino, Payne.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231 Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Copy of Minutes of Meeting of Executive Session of Board of Trustees of Newark Public Library, held January 27, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

4-b. The City Clerk presented Copy of Minutes of Meeting of Board of Trustees of Newark Public Library, held January 27, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

4-c. The City Clerk presented Copy of Minutes of Meeting of Second River Joint Meeting, held December 9, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

4-d. The City Clerk presented 1987 Annual Report of Office of the City Clerk. (Copy submitted to each Member of the Council)

A motion that the Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

4-e.

The City Clerk presented Copy of Minutes of Meetings of Board of Adjustment, held January 27, 1988 and February 24, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

A motion to consider at this time Resolutions 7-R-bp, adopted March 2, 1988, 7-R-cd on this Agenda, 7-R-bw (A.S.) adopted March 2, 1988, 7-R-bx (A.S.) adopted March 2, 1988, 7-R-cn (A.S.) and 7-R-cl (A.S.) on this Agenda was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

Resolution recognizing and commending Valerie James, Camp Director of the Division of Recreation/Cultural Affairs, for her many years of dedicated service to the City of Newark. (Resolution 7-R-bp, March 2, 1988)

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mrs. Valerie James.

The Members of the Municipal Council praised Mrs. James on her exemplary work as a Camp Director.

Mrs. James expressed her appreciation to the Members of the Municipal Council for this commendation.

7-R-cd.

Resolution recognizing and commending Essex College of Business for providing over 28 years of instruction in a variety of professionally and technically skilled jobs to Newark area residents.

A motion to adopt the resolution was made by the Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Jay Brill, Director and President of the Essex College of Business.

Mr. Jay Brill, President, on behalf of Essex College of Business, thanked the Members of the Municipal Council for this honor and expressed his appreciation to them.

Resolution recognizing and commending Newark Police Officer Nick Maresca for his exemplary display of courage and valor in an effort to capture a suspect who had stolen an automobile. (Resolution 7-R-bw (A.S.), March 2, 1988)

Resolution recognizing and commending Newark Police Officer James Byrne for his exemplary display of courage and valor in an effort to capture a suspect who had stolen an automobile. (Resolution 7-R-bx (A.S.), March 2, 1988)

President Martinez stated Councilman Carrino will not be present due to personal reasons.

President Martinez, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to Police Officers Nick Maresca and James Byrne.

Officer Maresca, on behalf of himself and Officer Byrne, thanked the Members of the Municipal Council for their consideration and commendation.

7-R-cn.
(A.S.)

Resolution recognizing and commending the Moorish Institute, Inc., for its contributions which have greatly enhanced the social and economic well being of the Moorish-American Community and the City of Newark.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
 President Martinez.

Absent: Councilman Carrino, Payne.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Sheik Randy Bey.

Sheik Randy Bey, on behalf of the Moorish Institute, thanked the Members of the Municipal Council for presentation of this resolution.

7-R-cl.
 (A.S.)

Resolution recognizing and commending the Newark Composite Squadron, Civil Air Patrol for providing leadership and educational opportunities to Newark residents in the field of aviation.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
 President Martinez.

Absent: Councilmen Carrino, Payne.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Captain William Johnson.

The Members of the Municipal Council expressed their gratitude for an exemplary job being done by Mr. Johnson and his wife in this worthwhile project.

Captain Johnson, on behalf of the youngsters in this squadron, thanked the Members of the Municipal Council for honoring them with this resolution.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read **An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.**

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Department of Transportation, Division of Traffic Engineering)
 (Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)

(Business Administrator Monteilh met with the Council February 2, 1988)

A motion to defer action on the ordinance was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
 President Martinez.

Absent: Councilmen Carrino, Payne.

6-F-b.

The City Clerk read **An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Bleeker Street as a one-way street.**

(Bleeker Street; eastbound, from Summit Street to Dr. Martin Luther King, Jr. Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Department of Transportation, Division of Traffic Engineering)

March 16, 1988

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

6-F-c.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Pearl Street as a one-way street.

(Pearl Street, eastbound, from Halsey Street to Chapel Court)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

6-F-d.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.

(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

6-F-e.

The City Clerk read An ordinance amending Section 23:4.1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on 11th, 12th, and 13th Streets.

(11th Street, from Park Avenue to 4th Avenue.

12th Street, from Park Avenue to 4th Avenue.

13th Street, from Park Avenue to 4th Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

6-F-f.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating 12th Avenue as a one-way street.

(12th Avenue, eastbound, from Wallace Street to West Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

6-F-g.

The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of North Munn and Tremont Avenues.

(Intersection: North Munn and Tremont Avenues)

Right Turn on Red Prohibition: All Right Turns)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

6-F-h.

The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersections of Stockton Street and Delancy Street.

(Intersection: Stockton Street and Delancy Street.

Right Turn on Red Prohibition: North on Stockton Street to east on Delancy Street.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

March 16, 1988

6-F-i.

The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited at all Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.

(Deleting: Blanchard Street, both sides, beginning 2180 feet north of the northerly curblin of Raymond Boulevard to its terminus.

Adding: Blanchard Street, east side, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom.

Blanchard Street, west side, beginning at the northerly curblin of Raymond Boulevard to its northerly terminus.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering.)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

6-F-j.

The City Clerk read An ordinance amending Section 23:12-1, Midblock Crosswalks, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by designating midblock crosswalks on Raymond Plaza West.

(Raymond Plaza West; along the westerly curblin, 126 feet south of the southerly curblin of Raymond Boulevard, thence across Raymond Plaza West.

Raymond Plaza West; along the westerly curblin, 196 feet north of the northerly curblin of Market Street, thence across Raymond Plaza West.

Raymond Plaza West; along the westerly curblin, 300 feet north of the northerly curblin of Market Street, thence across Raymond Plaza West.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

6-F-k.

The City Clerk read An ordinance ratifying and authorizing the execution of a lease agreement between the Salvation Army, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 138 Clifford Street, Block 972, Lot 25, for the sum of \$12,240.00 per year for a period of twelve (12) months.

(January 1, 1988 to December 31, 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
 President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

6-F-l.

The City Clerk read An ordinance ratifying and authorizing the execution of a lease agreement between the Leaguers, Inc., Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 731 Clinton Avenue, Block 3010, Lot 43, for the sum of \$23,760.00 per year for a period of twelve (12) months.

(January 1, 1988 to December 31, 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
 President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

6-F-m.

The City Clerk read An ordinance ratifying and authorizing the execution of a lease agreement between the City of Newark, Landlord and the Newark Public Library, Tenant, for the leasing of one-half of the fourth floor of premises commonly known as 295 Halsey Street, Block 96, Lot 14, for the sum of \$1.00 for the entire lease term of eighteen (18) months; with an additional six (6) month option to renew.

(September 21, 1987 to March 20, 1989)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
 President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

6-F-n.

The City Clerk read An ordinance approving the purchase of premises commonly known as 88 Newark Street, Newark, New Jersey, Block 2837, Lot 4, by the City of Newark, from Ramon Alvarez (owner), for \$9,400. pursuant to the provisions of N.J.S.A. 40A:12-5(A) (1).

(Copy of ordinance and correspondence submitted to each Member of the Council)

March 16, 1988

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

6-F-o.

The City Clerk read An ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c, for the year 1986 on property owned by Primera Iglesia Pentecostal Faro De Luz, located at 777-783 Broadway, Block 772, Lots 21 and 24, Newark, New Jersey.

(\$4,159.19 plus applicable fees and interest for year 1986. Failed to file claim for continued tax exemption.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

6-F-p.

The City Clerk read An ordinance to amend Title Twenty, Police and Fire Departments, Chapter One, Police Department, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To adjust the compensation for members of the Alcoholic Beverage Control Board).

(Increases compensation for salaried members and the reimbursement limit for non-salaried members to \$3,500. per year, pursuant to N.J.S.A. 40:69A-43 (Faulkner Act) as amended, retroactive to August 11, 1986)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

6-F-q.

The City Clerk read An ordinance to amend an ordinance entitled 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor' (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create certain position titles and abolish others in the Department of Finance).

(Creating 5 new titles in Department of Finance, Water Accounting and abolishing 5 old titles in compliance with New Jersey Department of Personnel reclassification. No change in salaries. Titles represented by Newark Council 21, Civil Service Association with exception of Director's title which is not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

6-F-r.

The City Clerk read An ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor,' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Animal Control Officer and to abolish the title of Dog Warden in the Department of Health and Human Services).

(Animal Control

Officer (35 Hours) 6 1/1/88 \$13,639.26 - \$16,261.01)

(Creating new title and abolishing old title in the Department of Health and Human Services in compliance with New Jersey Department of Personnel reclassification. Represented by Newark Council #21, Civil Service Association. Salary remains the same.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

6-F-s.

The City Clerk read An ordinance to amend an ordinance entitled 'An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To create the title of Program Development Specialist (Community Service) and to abolish the title of Community Service Planner).

(Program Development

Specialist (Community Service)

(35 Hours) 1 1/1/88 \$23,566.04 - \$28,328.61)

(Creating new title and abolishing old title in the Office of the Mayor in compliance with New Jersey Department of Personnel reclassification. Represented by Newark Council #21, Civil Service Association. Salary remains the same.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

March 16, 1988

6-F-t.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of General Supervisor, Demolition and to abolish the title of General Demolition Foreman in the Department of Development).

(General Supervisor,
Demolition (40 Hours) 1 1/1/87 \$24,172.76 - \$29,382.11)
(Creating new title and abolishing old title in Department of Development in compliance with New Jersey Department of Personnel reclassification. Represented by A.F.S.C.M.E. Local 2297 (Supervisors). Salary remains the same.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

6-F-u.

The City Clerk read An ordinance approving a Redevelopment Plan for City Tax Block 1952, Lot(s) 54 and 56 (471-473-475 North 5th Street).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

6-F-v.

The City Clerk read An ordinance approving a Redevelopment Plan for City Tax Block 1960, Lot(s) 38 and 39 (293-297 North 13th Street).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

6-F-w.

The City Clerk read An ordinance approving a Redevelopment Plan for City Tax Block 209, Lot 39 (275 Montclair Avenue).
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

6-F-x.

The City Clerk read An ordinance approving a Redevelopment Plan for City Tax Block 5088, Lot 76; 1 and 9 Commercial/Industrial Plaza.
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

A motion to consider Item 8-w. (A.S.) on Ordinances on First Reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

6-F-y.
(A.S.)

The City Clerk read An ordinance approving the exchange of properties between the Newark Board of Education and City of Newark. (Board of Education property-45-51 Bruce Street, Block 426, Lot 9; City of Newark property-parts of Block 210 and Block 225, as per attached Exhibit "A".
(Block 210 and Block 225-Richmond Street, South Orange Avenue, Norfolk Street, West Market Street and 140-142 13th Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

March 16, 1988

6-F-z.
(A.S.)

The City Clerk read An ordinance to amend Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Security Guard or Doorman required, Section 2, Housing Unit Defined, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To require the maintenance of armed security guards at certain housing buildings with over 45 housing units.)

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see page 25 in the minutes of this meeting.)

At a later time in the meeting, after Motion 7-M-1, a motion to consider Item 8-a on Ordinances on First Reading was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

6-F-ba.
(A.S.)

The City Clerk read An ordinance amending Title 1, General Provisions, Chapter 1 - Definitions, Rules of Construction and Other General Provisions, Chapter 9(a) Penalty, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By prescribing a period of community service.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

At a later time in the meeting, after Item 8-u (A.S.), a motion to consider Item 8-v (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

6-F-bb.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Offices of the Municipal Council and City Clerk, Municipal Council and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented (To adjust the salary for Council staff).

(5% increase for year 1988 per Union Contract, Newark Council #21, Civil Service Association)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a. ✓

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Chapel Court as a one-way street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Chapel Court:
Northbound, from Pearl Street to William Street

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b. ✓

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the titles of General Supervisor, Traffic Maintenance and Supervisor, Traffic Maintenance and to abolish the titles of Traffic Maintenance Supervisor and Traffic Maintenance Foreman in the Department of Engineering).

(Creating 2 titles and abolishing old titles due to reclassification by New Jersey Department of Personnel. Represented by AFSCME Local 2297. Salary range remains the same.)

March 16, 1988

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the titles, as follows, to wit:

POSITION

General Supervisor, Traffic Maintenance		
6818 (40 Hrs.)	(1) 1/1/87	\$24,172.76 - \$29,382.11
Supervisor, Traffic Maintenance		
6816 (40 Hrs.)	(1) 1/1/87	\$16,360.35 - \$19,884.64

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the titles, as follows, to wit:

POSITION

Traffic Maintenance Supervisor
4188 (40 Hrs.)
Traffic Maintenance Foreman
4187 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the purchase of premises commonly known as 86 Newark Street, Newark, New Jersey, Block 2837, Lot 5, by the City of Newark, from the Estate of Rose Pagano, (Owner), for \$7,000., pursuant to the provisions of N.J.S.A. 40A:12-5(a) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly know as 86 Newark Street, Block 2837, Lot 5, on the Official Tax Map and Tax Duplicate (year 1986) of the City of Newark is needed for public purposes.

Section 2. That the above described premises be purchased by the City of Newark from the Estate of Rose Pagano, (owner), for the sum of \$7,000.00 dollars, pursuant to N.J.S.A. 40A:12-5(a)(1).

Section 3. That the Director of Finance be authorized to pay said amount to the Estate of Rose Pagano (owner), for the above described premises.

Section 4. That the Corporation Counsel is hereby authorized to record the original deed and to forward said deed to the Director of the Department of Development for filing.

Section 5. That a copy of the executed deed shall be placed on file in the Office of the City Clerk.

Section 6. This Ordinance shall take effect upon publication and final passage and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d. ✓

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the purchase of premises commonly known as 90 Newark Street, Newark, New Jersey, Block 2837, Lot 3, by the City of Newark, from Douglas Lowery, (Owner), for \$9,000., pursuant to the provisions of N.J.S.A. 40A:12-5(a)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly know as 90 Newark Street, Block 2837, Lot 3, on the Official Tax Map and Tax Duplicate (year 1986) of the City of Newark is needed for public purposes.

Section 2. That the above described premises be purchased by the City of Newark from Douglas Lowery, (owner), for the sum of \$9,000.00 dollars, pursuant to N.J.S.A. 40A:12-5(a)(1).

Section 3. That the Director of Finance be authorized to pay said amount to Douglas Lowery. (owner), for the above described premises.

Section 4. That the Corporation Counsel is hereby authorized to record the original deed and to forward said deed to the Director of the Department of Development for filing.

Section 5. That a copy of the executed deed shall be placed on file in the Office of the City Clerk.

Section 6. This Ordinance shall take effect upon publication and final passage and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the purchase of premises commonly known as 269-273 Central Avenue, A/K/A 92-94 Newark Street, Newark, New Jersey, Block 2837, Lot 1, by the City of Newark, from William and Grace Lowery, (Owner), for \$34,000., pursuant to the provisions of N.J.S.A. 40A:12-5(a) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly know as 269-273 Central Avenue a/k/a 92-94 Newark Street, Block 2837, Lot 1, on the Official Tax Map and Tax Duplicate (year 1986) of the City of Newark is needed for public purposes.

Section 2. That the above described premises be purchased by the City of Newark from William and Grace Lowery, (owner), for the sum of \$34,000.00 dollars, pursuant to N.J.S.A. 40A:12-5(a)(1).

Section 3. That the Director of Finance be authorized to pay said amount to William and Grace Lowery. (owner), for the above described premises.

Section 4. That the Corporation Counsel is hereby authorized to record the original deed and to forward said deed to the Director of the Department of Development for filing.

Section 5. That a copy of the executed deed shall be placed on file in the Office of the City Clerk.

Section 6. This Ordinance shall take effect upon publication and final passage and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at all Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Elizabeth Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Elizabeth Avenue:

Both sides, beginning at the northerly curblin of Watson Avenue and extending 830 feet northerly therefrom.

SECTION 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication according to law.

SECTION 4. This ordinance does not require approval of the Commissioner of Transportation.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

March 16, 1988

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36d, for the years 1985, on property owned by Greater Mount Moriah Baptist Church, located at 206-212 Clinton Avenue; Block 2802, Lot 33, Newark, New Jersey.

WHEREAS, Greater Mount Moriah Baptist Church, is a New Jersey corporation; organized under Title 15A of the New Jersey Statutes, as a nonprofit corporation, organized exclusively for religious purposes; and

WHEREAS, Greater Mount Moriah Baptist Church, is the owner of property located at 206-212 Clinton Avenue, Block 2802, Lot 33; and

WHEREAS, said premises have been used from the date of acquisition, May 15, 1985, exclusively for religious purposes; and

WHEREAS, the aforesaid property was entitled to an exemption from payment of real property taxes; in 1985, the year of acquisition as it was transferred to said church from an exempt organization, namely St. Demetrios Greek Orthodox Church Inc.

WHEREAS, the Tax Assessor did not grant tax exempt status to said corporation for years 1986 due to the failure of said corporation to file a statement; and

WHEREAS, there is due and owing taxes in the amount of \$8,796.35, plus applicable fees and interest for year 1985.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT;

1. By copy of this Ordinance, the Tax Assessor of the City of Newark, be and he is hereby authorized to remove the tax assessment for year 1985 on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. The Tax Collector of the City of Newark cancel taxes in the total amount of \$8,796.35 plus applicable fees and interest for the years 1985 on the property noted above, owned by the Greater Mount Moriah Baptist Church pursuant to the provisions of N.J.S.A. 54:4-3.6d.

3. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the Littleton Avenue Project Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Municipal Council of the City of Newark (hereinafter referred to as "Council") by Ordinance 6S&Fv, adopted 100787, a redevelopment plan for the project area entitled "Littleton Avenue Project Area Redevelopment Plan", dated October 7, 1987, (hereinafter referred to as the "Redevelopment Plan") and;

WHEREAS, by Resolution 7REG (A.S.) adopted 090287, the Council of the City of Newark adopted a resolution blighting said area;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1. The privately owned properties located within the Littleton Avenue Project Redevelopment Area, more specifically identified on Exhibit A, attached hereto and made a part hereof are needed for public purposes.

SECTION 2. The premises identified in Exhibit A shall be purchased by the City of Newark through its Department of Development for the appraised amounts, subject to the Director of Development's right to increase said offers in accordance with N.J.S.A. 40A:12-5(a)(1).

SECTION 3. The Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the properties identified in Exhibit A.

SECTION 4. The Corporation Counsel be and is hereby authorized to record said deeds with the Register of Essex County, after said deeds have been approved by him as to form and further attested to and acknowledged by the City Clerk.

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SECTION 5. A copy of the executed deed shall be filed in the Office of the City Clerk by the Director of the Department of Development.

SECTION 6. In the event, any owner of the properties identified in Exhibit A refuse to accept the offer of the City of Newark, The Corporation Counsel be and is hereby authorized to institute legal proceedings in the Supreme Court of New Jersey, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq. to acquire said premises.

SECTION 7. The Corporation Counsel be and is hereby authorized to secure legally appropriated sums from the Finance Department to pay to the Clerk of the Superior Court the estimated value of said property as identified in Exhibit A.

SECTION 8. The Corporation Counsel is further authorized to secure any and all additional funds required by the Superior Court of New Jersey to pay any differences in the determined Fair Market Value and the Estimated Fair Market Value deposited in said court.

SECTION 9. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council questioning who the contractor is for the development of this property.

President Martinez directed the City Clerk to forward copy of ordinance to Mrs. Roberson.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 4, Alcoholic Beverages, Chapter 2, Licenses, Section 17, One Thousand Foot Rule; Exceptions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by making technical and grammatical amendments).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 4, Chapter 2, Section 17 of the Revised Ordinances of the City of Newark, New Jersey, is hereby amended to read as follows:

4:2-17. One thousand foot rule; exceptions:

(a) To encourage the reasonable distancing of retail establishments:

(1) no plenary retail consumption license may be transferred to any location within 1,000 feet of any other plenary retail consumption license;

(2) no plenary retail distribution license may be transferred to any location within 1,000 feet of any other plenary retail distribution license.

(b) Section (a) shall not apply to renewals for the same premises and transfer of licenses from person-to-person within the same premises.

(c) Notwithstanding section (a) the Newark A.B.C. may in its own discretion grant a place-to-place transfer to the same licensee within 600 feet of that licensee's existing licensed premises if the transfer is made in good faith and solely benefits that same licensee.

(d) Section (a) shall not apply to the grant or transfer of a plenary retail consumption license for premises operated as a bona fide hotel or motel containing at least 100 guest sleeping rooms, notwithstanding that such premises operated as bona fide hotel or motel are within 1,000 feet from any other premiss then covered by any other plenary retail consumption license or any plenary retail distribution license. Nothing contained in this paragraph shall prevent the granting or transferring of a plenary retail license within a distance of 1,000 feet from a bona fide licensed hotel or motel.

(e) Notwithstanding the above mentioned 1,000 foot limitation affecting the transfer of any retail plenary consumption or distribution licenses, at their discretion, may allow transfer of any retail plenary consumption or distribution licenses, at their discretion, may allow transfer of such license free of such 1,000 foot limitation herein fixed in the event of any licensee's premises being taken for any municipal, county, state or federal project; provided, nevertheless, the new location to which the license is to be transferred under this exception shall not be located within a distance of 600 feet of a then existing location

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licensed to do business under a like license as the one being transferred. Said 600 foot distance shall be measured in the manner as herein provided for the measuring of the 1,000 foot distance. In the event any transfer of a license should be allowed under this exception, no license shall thereafter be transferred to the premises or any part thereof so vacated by such transfer, nor within, or a radius of 600 feet thereof: provided, however, that all other provisions of this title are complied with.

(f) Any contract to purchase premises, or any agreement containing an option to purchase premises, or any leasehold agreement which has been entered into prior to December 10, 1961, to cause a removal of a license-holder to a place of business within 750 feet of the license-holder's present place of business, which contract of purchase, or option in any agreement, or leasehold interest to be obtained, is filed with the Newark A.B.C. prior to December 10, 1961, shall not be bound by the 600 foot rule in this section.

(g) This section has as its only effect the 600 foot distance hereinabove stated and is not intended to declare that the transfer in and of itself would be granted inasmuch as all of the other necessary pre-requisites must be shown to the Newark A.B.C.

(h) Section (a) shall not apply to any transfer, or assignment of a present license-holder's right to a contract to purchase, or agreement containing an option to purchase, or leasehold agreements to come into effect in the future. This section applies only to an existing licenseholder as of December 10, 1961.

(i) The 1,000, 600 or 750 feet referred to in this section shall be measured by a circle having a diameter of the applicable measurement. The

center of this circle shall be the front door as indicated on the City's Official Tax Map of the premises sought to be licensed. Any other premises falling within such distance, in part or in whole, shall be deemed to be within the applicable measurement for the purpose of this title. It shall be the responsibility of the licensee to have a licensed surveyor prepare a map showing these facts. Such maps shall be filed with the Newark A.B.C., 7 days before the hearing on the transfer.

Section 2. All prior ordinances or part thereof inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE:

President Martinez called for ordinances on second reading and final passage.

6-S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance to amend and supplement Title 5, Amusements and Amusement Businesses, Chapter 7, Public Dance Halls and Public Dances, Section 5(c), License Fees, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Monteilh, Corporation Counsel Grant, Director of

Land Use Control McLucas and Manager Division of Permits and Licenses Kerr met with Council February 17, 1988.)

(Public Hearing Closed)

March 16, 1988

A motion to adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-bf) adopted November 22, 1966 as amended and supplemented (To create the titles of "Communications Operator" and "Chief Communications Operator" and to abolish the titles of "Fire Alarm Operator" and "Chief Fire Alarm Operator" in the Department of Fire).

(Communications Operator (Fire) 1/1/88 \$25,500.00 - \$31,728.32

Chief Communications Operator (Fire) 1/1/88 \$29,913.94 - 32,189.02)

(Creating 2 titles in Department of Fire as result of New Jersey Department of Personnel reclassification and abolishing old titles. Salary remains the same. Represented by F.M.B.A.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilmen Carrino, Payne.

6-S & F-l.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance to amend an ordinance imposing a tax on Employer Payrolls in the City of Newark, "Ordinance 6-S & F-m, January 4, 1978, as amended by Ordinance 6-S & F-k, January 3, 1979, as amended by Ordinance 6-S & F-bt, adopted January 16, 1980, as amended by Ordinance 6-S & F-k, February 17, 1982, as amended by Ordinance 6-S & F-i, March 16, 1983, as amended by Ordinance 6-S & F-b, December 18, 1985 to impose a rate of three quarters percent (.75) effective January 1, 1988.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

(Mr. Joseph Faccone, Samuel Klein and Company, External Auditors met with the Council February 2, 1988)

A motion to amend the ordinance by increasing the tax on employer payrolls from three quarters percent (.75%) to one percent (1%) was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

The City Clerk: This ordinance, as amended, will be taken up for further consideration for final passage at a meeting of the Municipal Council to be held on April 6, 1988, at which time and place all persons who may be interested in the amendment to the ordinance will be given an opportunity to be heard concerning same.

March 16, 1988

A motion to consider Resolution 7-R-cf (A.S.), at this time, was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

7-R-cf.

Resolution recognizing and commending Mr. George Hampton on his recent appointment as the Vice President for Urban and Community Affairs at the University of Medicine and Dentistry of New Jersey.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

Councilman Branch read and presented a suitably inscribed resolution to George Hampton, on behalf of the Members of the Municipal Council.

Mr. Hampton expressed his gratitude to the Members of the Municipal Council for honoring him with the presentation of this resolution.

HEARINGS OF CITIZENS.

6-HC-a.

MR. ROBERT GUNDY, 18 OAKLAND TERRACE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to name changing of Badger Avenue to "Buck Gundy Avenue."

President Martinez informed the speaker the City Clerk's Office will contact him with respect to this matter.

(Councilman Payne arrived at 9:15 P. M.)

6-HC-b.

MR. LEON GOLDBOLD, PRESIDENT, STRATFORD TENANTS ASSOCIATION, 29 STRATFORD PLACE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to amending the ordinance requiring security on apartment buildings.

A motion to consider Item 8-r (A.S.) on Ordinances on First Reading was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-F-z.
(A.S.)

The City Clerk read An ordinance to amend Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Security Guard or Doorman required, Section 2, Housing Unit Defined, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To require the maintenance of armed security guards at certain housing buildings with over 45 housing units.)"
(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeases are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1988.

March 16, 1988

6-HC-c. MS. PATRICIA LEE, 90 NORTH MUNN AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to status of the Demolition Trust Fund.

Councilman Tucker, through the Chair, directed the City Clerk to request Director of Finance to submit the information. Councilman Tucker further requested that if the above information is not received, that appropriate legislation be prepared subpoenaing this information.

6-HC-d. MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council questioning why the homeless of Newark were being transported to Morris County.

A lengthy discussion was held by the Members of the Municipal Council.

6-HC-e. MR. MARVIN JENKINS EL addressed the Municipal Council with respect to the homeless in the City of Newark.

6-HC-f. MR. VICTOR DE LUCA, 91 DARCY STREET, NEWARK, NEW JERSEY.

6-HC-g. MS. MARTHA STOKES, 54 BOYD STREET, NEWARK, NEW JERSEY.

6-HC-h. MS. LINDA PITTS, 84 BOYD STREET, NEWARK, NEW JERSEY.

6-HC-i. MS. ANNIE TWITTY, 4 SHEFFIELD STREET, NEWARK, NEW JERSEY.

6-HC-j. MR. DAVID HEASLEY WEINER, 18 RECTOR STREET, NEWARK, NEW JERSEY.

6-HC-k. MS. JOLETTE WILEY, 24 EAST PARK STREET, CARLTON HOTEL, NEWARK, NEW JERSEY.

6-HC-l. MS. KRISTEN L. MARTIN, APOSTLE'S HOUSE, 24 GRANT STREET, NEWARK, NEW JERSEY.

6-HC-m. MR. RICHARD CAMMARIERI, 85 FOREST HILL PARKWAY, NEWARK, NEW JERSEY.

6-HC-o. MR. DAVID BURGESS, 404 UNIVERSITY AVENUE, NEWARK, NEW JERSEY.

6-HC-p. MS. ESTELLA FIELDS, 317 SEVENTEENTH AVENUE, NEWARK, NEW JERSEY.

The above citizens addressed the Municipal Council pleading for low-income housing. The speakers questioned why certain public housing was being demolished without a plan to replace same.

A lengthy discussion was held by the Members of the Municipal Council.

President Martinez appointed Councilman Rice, Chairman, and Councilmen Branch and Tucker to serve on the Council Committee for Low-Income Housing in conjunction with Administration and public housing.

6-HC-n. MS. ERNESTINA FITZ, 437 SOUTH 14TH STREET, NEWARK, NEW JERSEY addressed the Municipal Council with respect to deplorable conditions existing at Amity Village.

A lengthy discussion was held by the Members of the Council.

President Martinez directed the City Clerk to invite the appropriate principals to meet with the Council at a future special conference to discuss the matter in depth.

6-HC-q. MR. WILBURT KORNEGAY, 838 SOUTH 15TH STREET, NEWARK, NEW JERSEY addressed the Municipal Council with respect to drug problems within perimeter of D.Y.F.S. Group Home at 705 Clinton Street, Newark.

6-HC-r. MR. WILBUR HOOPER, SR., 167 PENNSYLVANIA AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council supporting Resolution 7-R-b, Vanderpool Estates on this Agenda.

6-HC-s. MS. HANAN SHAKIR, 217 SEYMOUR AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to housing problems in Newark.

A motion to consider Resolutions 7-R-ci (A.S.), 7-R-cj (A.S.) and 7-R-ck (A.S.) was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-ci.
(A.S.)

Resolution authorizing Mayor in conjunction with Newark Economic Development Corporation to file Urban Development Action Grant (UDAG) application in amount of \$10 million, on behalf of Goldberger, Moore, Novick & Albanese Newark Urban Renewal Associates, 843 St. Georges Avenue, Roselle, New Jersey. (Development of 627,000 square feet office complex to be located at the Newark Riverfront site (Raymond Boulevard & McCarter Highway)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cj.
(A.S.)

Resolution authorizing Mayor in conjunction with Newark Economic Development Corporation to file Urban Development Act Grant (UDAG) application in amount of \$2.5 million, on behalf of GKC Newark Urban Renewal Corporation, 23 Kilmer Drive & Route 9, Building 1, Suites C & D, Morganville. (Development of 145,000 square feet shopping center to be located at Irvine Turner Boulevard, West Kinney Street, Prince Street and Spruce Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-ck.
(A.S.)

Resolution supporting efforts of GKC Newark Urban Renewal Corporation in obtaining loan from the Urban Development Corporation in amount of \$1 million, to develop a 145,000 square feet shopping center at Irvine Turner Boulevard, West Kinney Street, Prince Street and Spruce Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

- 7-R-a.** Resolution granting tax exemption on improvement on property 99 Evergreen Avenue, Block 3775, Lot 10, owned by CMS Realty Ltd., for period commencing January 1, 1987 and terminating December 31, 1991 pursuant to N.J.S.A. 54:6-3.95; further cancelling assessment for first three months of 1986 in amount of \$12,875. and assessment for entire year of 1987 in amount of \$51,500.; further cancelling taxes levied on improvements for 3 months of 1986 in amount of \$1,651.86 and for the full year of 1987 in amount of \$6,820.90. (Application previously rejected by Resolution 7-R-b, February 4, 1987 on grounds it was not filed within time provided by N.J.S.A. 54:4-3.98); instituted action in Superior Court, Law Division, Essex County, to set aside action of Municipal Council.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Carrino.

- 7-R-b.** Resolution authorizing Mayor and Director of Development to execute and enter into Memorandum of Understanding with ARUNKARMAR Group, Inc., 2333 Morris Avenue, Suite C14, Union, New Jersey, to redevelop 44 units of housing on two blocks of land bordered by Vanderpool Street, Sherman Avenue, Earl Street and Elizabeth Avenue, Tax Block 2785, Lots 1, 2, 3, 4, 6, 7, 8, 9, 10, 15, 16, 17, 20, 21, 27, 28, 29, 30, 34, 35, 36 and 37 and Block 2792, Lots 1, 2, 3, 4, 5, 6, 8, 9, 13, 15, 16, 17, 18, 20, 22, 23, 25, 26, 29, 32, 33, 34, 35, 37, 38, 39, 40 and 41. (Vanderpool Estates)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by deleting therefrom all properties which are occupied and not city-owned was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Villani, President Martinez.

Not Voting: Councilmen Payne, Rice, Tucker.

Absent: Councilman Carrino.

A motion to adopt the resolution, as amended, was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Villani, President Martinez.

Not Voting: Councilmen Payne, Rice, Tucker.

Absent: Councilman Carrino.

Councilman Tucker, through the Chair, directed the City Clerk to correspond with Director of Development Lucas requesting information involved in this venture and what, if any, contractual relationships they have had in the last three years with any employees, members of boards or officers of the City of Newark.

- 7-R-c.** Resolution ratifying and authorizing Director of Development to enter into and execute contract with Essex Substance Abuse Treatment Center Inc., for purpose of rehabilitating 164 Blanchard Street, to accommodate medical and social staff for medicating and counseling of clients for period January 15, 1988 through January 14, 1989, in amount of \$250,000.; funds provided by H.C.D.A. FY XI.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, Engineering Director Zach, Police Director Greenleaf, Fire Director Coleman and representatives of State Department of Health to meet with the Members of the Municipal Council at a future special conference was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Carrino.

March 16, 1988

- 7-R-d. Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with State Department of Health, to help defray cost of Women's Infants and Children's Supplemental Feeding Program (WIC), for period October 1, 1987 to September 30, 1988, in amount of \$655,193. (\$569,600.-New Jersey State Department of Health; \$85,593.-City Match Funds, totalling \$655,193.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

- 7-R-e. Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Ebenezer A. Kuma, M.D., for provision of Pediatric Services, for period January 1, 1988 through December 31, 1988, in amount of \$13,284.96. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

- 7-R-f. Resolution ratifying and authorizing Director of Health and Human Services to enter into contract with Newark Community Health Centers, Inc., for provision of ambulatory medical services at North Newark Community Health Center, for period July 1, 1987 to December 31, 1988, in amount of \$225,000.; funds provided in 1987 Budget. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

- 7-R-g. Resolution authorizing Mayor and Director of Health and Human Services to submit application to United States Department of Housing and Urban Development pursuant to Section 416 (b) of the Stewart B. McKinney Homeless Assistance Act (Pub. L. 100-202, approved December 22, 1987, for rehabilitation or conversion of buildings for use as emergency shelter for the homeless; does not require expenditure of any public funds by City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

- 7-R-h. Resolution authorizing Director of Health and Human Services to execute a hold harmless and indemnification agreement providing for indemnification to Newark Board of Education for any claims arising out of use of Newark YMCA gymnasium on April 4 to April 8, 1988, "15th Annual Mayor's Basketball Tournament".
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

- 7-R-i. Resolution authorizing and ratifying Director of Health and Human Services to apply for funds in amount of \$303,979.86 from New Jersey State Department of Education for SuNup Child Care Food Program, for period October 1, 1987 to September 30, 1988.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

- 7-R-j. Resolution amending Resolution 7-R-cv (A.S.), August 5, 1987, contract with Urban League of Essex County, for a Word Processing Training Program, Number PY 87-06-01-B, for 50 participants in 2 seventeen week cycles, for period August 6, 1987 to June 30, 1988, for total sum of \$150,000., by changing starting date of Cycle II from January 25, 1988 to January 1, 1988 and ending date of Cycle II from May 25, 1988 to June 1, 1988; all other provisions shall remain unchanged; no additional funds are required.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

- 7-R-k. Resolution authorizing Director of Department of Engineering to execute contract with Ebasco Services, Inc., 160 Chubb Avenue, Lyndhurst, for Dambreak Analyses and Conceptual Engineering Design for rehabilitation of Clinton Reservoir Dam and appurtenances, for fee not to exceed \$174,328. (\$75,609.-Dambreak Analyses; \$98,719.-Conceptual Engineering Design, totalling \$174,328) (Contract awarded without competitive bidding as a "Professional Services" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

- 7-R-1.** Resolution confirming action taken by Director of Engineering to secure services of Scafar Contracting, Inc., pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with Scafar Contracting, Inc., 50 Ferguson Street, Newark, New Jersey, for emergency repairs to 10 L.F. of the 8" sewer line located at Stuyvesant Avenue and Underwood Street, and for replacement of the additional 30' of the line which was found to be severely damaged due to age and deterioration, for total sum of \$19,750.; funds provided in 1988 Temporary Budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration per their request since a duplicate resolution was adopted at the March 2, 1988 Municipal Council meeting was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-m.** Resolution confirming action taken by Director of Engineering to secure services of Scafar Contracting, Inc., pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with Scafar Contracting, Inc., 50 Ferguson Street, Newark, New Jersey, for emergency repairs to 20 L.F. of the 12" sewer line located at the intersection of West End Avenue and South Orange Avenue, and for replacement of the additional 45.5' of the line which was found to be severely damaged due to age and deterioration, for total sum of \$50,025.; funds provided in 1988 Temporary Budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration per their request since a duplicate resolution was adopted at the March 2, 1988 Municipal Council meeting was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-n.** Resolution authorizing Director of Engineering to execute contract with Madison Design Group, 8775 Cloud Leap Court-Suite 202, Long Reach Village Center, Columbia, Maryland, for design services for renovation of John F. Kennedy Recreation Center, for total sum of \$72,000.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project, in net amount not to exceed an additional \$7,500.; funds provided in 1988 Budget. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-o.** Resolution ratifying and authorizing Business Administrator to enter into contract with C & J Towing Service, 183 Orange Street, Newark, New Jersey, highest and only responsible bid received, to provide towing and storage of abandoned vehicles in the North District of the City of Newark, for period February 1, 1988 to January 31, 1989, for sum of \$16,500 to be paid to City in Quarterly payments; monies received by City of Newark shall be deposited and will become part of General Funds of City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.

No: Councilman Harris.

Absent: Councilman Carrino.

7-R-p.

Resolution ratifying and authorizing Business Administrator to renew and execute annual service agreements with Foundation Health Plan, Rutgers Community Health Plan and CoMED, Inc., for provision of HMO benefits, for period January 1, 1988 to December 31, 1988; further, ratifying and authorizing Business Administrator to enter into contract with US Healthcare, Blue Bell, Pennsylvania, for provision of HMO services to eligible employees and qualified retirees, for period January 1, 1988 to December 31, 1988; aforesaid service agreements and contract for said services on a pre-paid basis are awarded without competitive bidding pursuant to Federal Law, 42 U.S.C.A., Section 300e et seq.; no additional funds are required above and beyond those established health benefits plan for City personnel are to be borne by opting employees through payroll deductions.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-q.

Resolution ratifying and authorizing Mayor and Police Director to enter into and execute contract with Essex County Sheriff's Department, for providing training to Essex County Sheriff's Officer's, for period October 7, 1987 to October 6, 1988, does not require expenditure of any municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-r.

Resolution accepting audit report from Frye Williams and Company, Certified Public Accountants for Urban Development Action Grant, St. Joseph Plaza; further, authorizing Municipal Comptroller to pay contracted audit fee of \$5,000. upon Municipal Council's acceptance of said report.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-s.

Resolution authorizing Business Administrator to execute a hold harmless and indemnification agreement providing for indemnification to Symphony Hall Corporation for any claims arising out of use of Terrace Room on April 7, 1988, "First Annual Employee Recognition Awards Program".

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

March 16, 1988

7-R-t.

Resolution approving Tax Abatement Application and Financial Agreement for 759 Summer Avenue Urban Renewal Company, for a 72 residential condominium unit on 751-773 Summer Avenue, 43-55 and 75-77 Halleck Street, Block 776, Lots 1-5, 42 and 58; granting exemption from taxation on improvements for a period of not more than thirty (30) years pursuant to N.J.S.A. 40:55C-65, and only so long as the entity is subject to, and complies with said Financial Agreement and the said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented; and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution until all necessary documents are received by the Law Department was made by Councilman Tucker, seconded by President Martinez, and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-u.

Resolution establishing policy of City of Newark that no exemption shall be granted to a condominium unit owner (residential) who does not reside within the unit owned by such purchaser.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Payne, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilmen Grant, Harris.

Absent: Councilman Carrino.

7-R-v.

Resolution approving Tax Abatement Application and Financial Agreement for Jefferson Street Urban Renewal Inc., for the proposed construction of converting an abandoned warehouse into nine (9) residential condominium units with 100% off street parking on property 324 Jefferson Street, Block 953, Lot 33; granting exemption from taxation on improvements for a period of thirty (30) years pursuant to N.J.S.A. 40A:55C-65 and only so long as the entity is subject to and complies with, said Financial Agreement and the said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-w.

Resolution approving Tax Abatement Application and Financial Agreement for 19 Lyons Avenue Towers Urban Renewal, Inc., for construction and renovation of 67 condominium apartments on property 19-31 Lyons Avenue, Block 3646, Lot 18; granting exemption from taxation on improvements for a period of thirty (30) years pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with, said Financial Agreement and the said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file a petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.
 Absent: Councilman Carrino.

- 7-R-x.** Resolution approving determination of Central Planning Board that City Tax Block 623, Lot 21 (427-429 Summer Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM870056, October 1, 1987)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.
 Absent: Councilman Carrino.

- 7-R-y.** Resolution approving determination of Central Planning Board that City Tax Block 2862, Lot(s) 1, 3, 4, 16, 17, 20, 27, 29, 31, 32, 33, 34, 37, 38, 40, and 41 (273-277 Orange Street) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM870072, November 20, 1987)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.
 Absent: Councilman Carrino.

- 7-R-z.** Resolution approving determination of Central Planning Board that City Tax Block 736, Lot 1 (22-28 Heller Parkway) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM880001, January 11, 1988)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.
 Absent: Councilman Carrino.

- 7-R-ba.** Resolution approving determination of Central Planning Board that City Tax Block 809, Lot 39 (271-275 Montclair Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM870053, July 29, 1987)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.
 Absent: Councilman Carrino.

- 7-R-bb. Resolution approving determination of Central Planning Board that City Tax Block 721, Lot 1 (577-583 Broadway) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM870056, October 1, 1987)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

- 7-R-bc. Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$51,000., Nutrition Project for the Elderly.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

- 7-R-bd. Temporary emergency resolution appropriating \$51,000., Nutrition Project for the Elderly; said emergency funds shall be provided in 1988 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

- 7-R-be. Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$21,460.64, Nutrition Project for the Elderly.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

- 7-R-bf. Temporary emergency resolution appropriating \$21,460.64, Nutrition Project for the Elderly; said emergency funds shall be provided in 1988 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

7-R-bg.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$128,519., Essex County Welfare Project.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bh.

Temporary emergency resolution appropriating \$128,519., Essex County Welfare Project; said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bi.

Resolution designating reserved parking area for handicapped motorists on Providence Street, west side, beginning 359 feet south of the southerly curblin of Read Street and extending 25 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bj.

Resolution designating reserved parking area for handicapped motorists on Springfield Avenue, north side, beginning 35 feet west of the westerly curblin of South 6th Street and extending 20 feet westerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bk.

Resolution designating reserved parking area for handicapped motorists on Oxford Street, east side, beginning 337 feet south of the southerly curblin of Raymond Boulevard and extending 25 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-bl. Resolution designating reserved parking area for handicapped motorists on Irvine Turner Boulevard, east side, beginning 88 feet north of the northerly curblane of West Bigelow Street and extending 25 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 7-R-bm. Resolution designating reserved parking area for handicapped motorists on Eastern Parkway, east side, beginning 356 feet south of the southerly curblane of Sandford Place and extending 22 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 7-R-bn. Resolution designating reserved parking area for handicapped motorists on South 11th Street, west side, beginning 445 feet north of the northerly curblane of 12th Avenue and extending 25 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 7-R-bo. Resolution designating intersection of Hamilton Street and McWhorter Street as a stop intersection and installing stop signs on Hamilton Street; pursuant to N.J.S.A. 39:4-140.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 7-R-bp. Resolution voiding sale of City-owned properties listed on Exhibit A pursuant to Resolution 7-R-bv (A.S.), adopted June 3, 1987; persons failed to close title within forty-five (45) days after adoption of said resolution, thereby forfeiting their deposit to the City of Newark. (Pursuant to Executive Order No. PM870036, May 1, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

7-R-bq.

Resolution authorizing Director of Finance to issue check in amount of \$16,350. payable to A. J. Christensen, for deposit paid on purchase of City-owned property located at 768-770 South Orange Avenue, Block 4034, Lots 4 and 5; property foreclosed in error; should not have been sold.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-br.

Resolution authorizing Director of Finance to issue check in amount of \$34.92, payable to A. J. Christensen, for advertising paid on prospective purchase of City-owned property located at 768-770 South Orange Avenue, Block 4034, Lots 4 and 5; property foreclosed in error; should not have been sold.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bs.

Resolution authorizing Director of Finance to issue check in amount of \$263.02, payable to A. J. Christensen, for taxes paid on purchase of City-owned property located at 768-770 South Orange Avenue, Block 4034, Lots 4 and 5; property foreclosed in error; should not have been sold.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bt.

Resolution authorizing Director of Finance to issue check in amount of \$15,000. payable to Rafael Mendez, for deposit paid on prospective purchase of City-owned property located at 225-235 North 12th Street, Block 1944, Lot 49; property was not authorized to be sold.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bu.

Resolution authorizing Director of Finance to issue check in amount of \$314.50 payable to Ora L. Williams, refund of deposit paid on purchase of City-owned property located at 55 Voorhees Street, Block 3080, Lot 10. (Purchaser complied with conditions of sale.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bv. Resolution authorizing Director of Finance to issue check in amount of \$361.43 payable to Luis A. Rosado, refund of deposit paid on purchase of City-owned property located at 39-41 Roseville Avenue, Block 1889, Lot 44. (Purchaser complied with conditions of sale.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

7-R-bw. Resolution authorizing Director of Finance to issue check in amount of \$2,358.75 payable to Arney L. Lucas and Clifford R. Lucas, refund of deposit paid on purchase of City-owned property located at 1-7 Tillinghast Street, Block 3030, Lot 28. (Purchaser complied with conditions of sale.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

7-R-bx. Resolution authorizing Director of Finance to issue check in amount of \$343.38 payable to Minnie B. Mozee, refund of deposit paid on purchase of City-owned property located at 482 Avon Avenue, Block 2643, Lot 4. (Purchaser complied with conditions of sale.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

7-R-by. Resolution authorizing Finance Director to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$237,498.81 for overpayments carried on books and records of Tax Collector by reason of County Board Judgements, Tax Court Judgements, Veteran's Allowances, Senior Citizen Allowances and Cash Overpayments for years 1985, 1986 and 1987.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

7-R-bz. Resolution authorizing Corporation Counsel to accept sum of \$8,400. from Anthony Cuzzo as settlement of the \$12,000. demolition lien on 491 Dr. Martin Luther King, Jr. Boulevard, A/K/A Block 232, Lot 4; further authorizing Director of Engineering to execute release of demolition lien on said property.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

March 16, 1988

- 7-R-ca. **Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 7-R-cb. **Resolution recognizing and commending all of the recipients of the New Jersey Bell's 1987 Good Citizen Award during its Annual Award Dinner held at The Manor in West Orange, New Jersey, on March 4, 1988.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 7-R-cc. **Resolution recognizing and commending Joseph and Florence Luisi on the occasion of their 50th Wedding Anniversary celebrated on April 24, 1988.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 7-R-cd. **Resolution recognizing and commending Essex College of Business for providing over 28 years of instruction in a variety of professionally and technically skilled jobs to Newark area residents.**

(For action on this resolution, see page 2 in the minutes of this meeting.)

- 7-R-ce. **Resolution welcoming members of the Morehouse College Glee Club to the City of Newark on Friday, March 19, 1988.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 7-R-cf. **Resolution recognizing and commending Mr. George Hampton on his recent appointment as the Vice President for Urban and Community Affairs at the University of Medicine and Dentistry of New Jersey.**

(For action on this resolution, see page 25 in the minutes of this meeting.)

March 16, 1988

7-R-cg.
(A.S.)

Resolution accepting bid of SPINIELLO, LTD., highest bid received, for leasing of 5.91+ acres in Jefferson Township, Morris County known as Block 570, Lot 1A, for \$24,000. annually, in accordance with terms set forth in Schedule A, pursuant to Executive Order PM 880005, dated February 11, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-ch.
(A.S.)

Resolution accepting bid of F. STEPHEN LITTLE, TRUCKING AND CONTRACTING, only bid received for the leasing of 1.1 + acres in West Milford Township, known as Block 570, Lots 5 and 11, for \$1,400., annually, plus taxes in accordance with terms set forth in Schedule A; pursuant to Executive Order PM 880004, dated February 11, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-ci.
(A.S.)

Resolution authorizing Mayor in conjunction with Newark Economic Development Corporation to file Urban Development Action Grant (UDAG) application in amount of \$10 million, on behalf of Goldberger, Moore, Novick & Albanese Newark Urban Renewal Associates, 843 St. Georges Avenue, Roselle, New Jersey. (Development of 627,000 square feet office complex to be located at the Newark Riverfront site (Raymond Boulevard & McCarter Highway)

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see page 27 in the minutes of this meeting.)

7-R-cj.
(A.S.)

Resolution authorizing Mayor in conjunction with Newark Economic Development Corporation to file Urban Development Act Grant (UDAG) application in amount of \$2.5 million, on behalf of GKC Newark Urban Renewal Corporation, 23 Kilmer Drive & Route 9, Building 1, Suites C & D, Morganville. (Development of 145,000 square feet shopping center to be located at Irvine Turner Boulevard, West Kinney Street, Prince Street and Spruce Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see page 27 in the minutes of this meeting.)

7-R-ck.
(A.S.)

Resolution supporting efforts of GKC Newark Urban Renewal Corporation in obtaining loan from the Urban Development Corporation in amount of \$1 million, to develop a 145,000 square feet shopping center at Irvine Turner Boulevard, West Kinney Street, Prince Street and Spruce Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see page 27 in the minutes of this meeting.)

March 16, 1988

- 7-R-cl.
(A.S.) Resolution recognizing and commending the Newark Composite Squadron, Civil Air Patrol for providing leadership and educational opportunities to Newark residents in the field of aviation.

(For action on this resolution, see page 3 in the minutes of this meeting.)

- 7-R-cm.
(A.S.) Resolution authorizing the firm of Stryker, Tams and Dill to pursue an appeal to the appellate Division of the Superior Court of New Jersey of Judge Thompson's ruling in the case of Council of City of Newark v Sharpe James, Docket #L-025609-87 for a sum not to exceed \$10,000. (City-Owned Property)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, Villani, President Martinez.
Not Voting: Councilman Rice.
Absent: Councilman Carrino.

- 7-R-cn.
(A.S.) Resolution recognizing and commending the Moorish Institute, Inc. for its contributions which have greatly enhanced the social and economic well-being of the Moorish - American Community and the City of Newark.

(For action on this resolution, see pages 2 and 3 in the minutes of this meeting.)

- 7-R-co.
(A.S.) Resolution authorizing Wolcott Terrace Urban Renewal Corporation, a New Jersey Corporation, to commence construction of six residential condominium units for 100% on-site parking at 9-11, 13-15 Wolcott Terrace, Block 3621, Lots 45 and 47, upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating the City or Municipal Council to grant tax abatement to project or approve the submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

- 7-R-cp.
(A.S.) Resolution recognizing and commending the Down Neckers Civic Association on the occasion of its Second Annual Dance held April 30, 1988 at the Terrace Ballroom.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

- 7-R-cq.
(A.S.) Resolution recognizing and commending Thomas J. D'Alessio, Sheriff of Essex County, on his Achievement Award from the Newark Chapter of UNICO National.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

March 16, 1988

- 7-R-cr.
(A.S.)** **Resolution recognizing and commending the Honorable Anthony Guarino, attorney and Acting Municipal Court Judge, on his Achievement Award from the Newark Chapter of UNICO National.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 7-R-cs.
(A.S.)** **Resolution recognizing and commending the Honorable Michael Lapolla, Chairman of the Union County Board of Freeholders, on his Achievement Award from the Newark Chapter of UNICO National.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 7-R-ct.
(A.S.)** **Resolution recognizing and commending the Honorable Joseph Parlavecchio, Principal of Dayton Street School and Vice President of the Essex County Board of Freeholders, on his Achievement Award from the Newark Chapter of UNICO National.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 7-R-cu.
(A.S.)** **Resolution recognizing and commending Steve Barrasso, student at Caldwell High School, on his Achievement Award from the Newark Chapter of UNICO National**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 7-R-cv.
(A.S.)** **Resolution amending Resolution 7-R-b, December 29, 1987, providing temporary funds for period January 1, 1988 to March 31, 1988, by appropriating \$22,494,744., as Temporary Appropriations, for period April 1, 1988 to date of adoption of 1988 Operating Budget of the City of Newark.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 7-R-cw.
(A.S.)** **Resolution amending Resolution 7-R-d, December 29, 1987, providing temporary funds for period January 1, 1988 to March 31, 1988, appropriating \$3,980,895. as Temporary Appropriations for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.
 Absent: Councilman Carrino.

- 7-R-cx. Resolution requesting Director of Local Government Services to approve insertion
 (A.S.) in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$303,979.86, Child
 Care Food Program.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.
 Absent: Councilman Carrino.

- 7-R-cy. Temporary emergency resolution appropriating \$303,979.86, Child Care Food Program;
 (A.S.) said emergency funds shall be provided in 1988 budget.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.
 Absent: Councilman Carrino.

- 7-R-cz. Temporary emergency resolution appropriating \$249,900., Department of Engineering,
 (A.S.) Division of Sewers, Service by Contract or Agreement; said emergency funds shall
 be provided in 1988 Budget.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.
 Absent: Councilman Carrino.

- 7-R-da. Resolution authorizing transfer of reserve funds from various departments and
 (A.S.) agencies-\$1,636,685. to various departments and agencies, and Unclassified Operations-\$1,636,685.; pursuant to N.J.S.A. 40A:4-59.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.
 Absent: Councilman Carrino.

- 7-R-db. Resolution authorizing transfer of reserve funds from Department of Administration,
 (A.S.) Division of Data Processing, Other Expenses, Services by Contract or Agreement-\$50,000.
 to Other Expenses, Equipment-\$50,000.; pursuant to N.J.S.A. 40A:4-59.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.
 Absent: Councilman Carrino.

March 16, 1988

- 7-R-dc.
(A.S.) Resolution authorizing transfer of reserve funds from Unclassified Purposes, Personnel Adjustment Program, Salary and Wages-\$550,000. to Department of Engineering, Division of Sewers, Services by Contract or Agreement-\$550,000.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 7-R-dd.
(A.S.) Resolution authorizing transfer of reserve funds from Water Utility, Water Supply, Other Expenses, Materials and Supplies-\$44,000., Equipment-\$101,000. totalling \$145,000. to Other Expenses, Service by Contract or Agreement-\$145,000.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 7-R-de.
(A.S.) Resolution authorizing Mayor and Director of Development to enter into agreement on behalf of City of Newark with New Jersey Department of Community Affairs to accept grant on behalf of H. R. Lambert Inc., the Developer, in amount of \$614,790. for purpose of rehabilitating two substandard multi-family buildings located at 326-328 Park Avenue (9 moderate income units) and 493-495 Central Avenue (13 low income units) for period of twelve months from date of execution.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution, further directing the City Clerk to correspond with Director of Development Lucas requesting information for income eligibility requirements for both units and whether or not Section 8 rental subsidies will be available for the tenants was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 7-R-df.
(A.S.) Resolution authorizing Mayor and Director of Development to submit application to Neighborhood Preservation Balanced Housing Program being administered by New Jersey Department of Community Affairs for a grant in amount of \$328,604. for K. Hovnanian at Newark II Inc., Society Hill at University Heights housing project.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

March 16, 1988

7-R-dg. Resolution appointing Arthur Parker, Constable for a term commencing March 16,
(A.S.) 1988 and ending March 15, 1989.

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

7-R-dh. Resolution appointing Charles Granger, Constable for a term commencing March 16,
(A.S.) 1988 and ending March 15, 1989.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

7-R-di. Resolution appointing Llewellyn A. Cummins, Constable for a term commencing
(A.S.) March 16, 1988 and ending March 15, 1989.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

7-R-dj. Resolution appointing Uelies B. Sanders, Constable for a term commencing March 16,
(A.S.) 1988 and ending March 15, 1989.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

7-R-dk. Resolution appointing Tanson Boyd, Jr., Constable for a term commencing March 16,
(A.S.) 1988 and ending March 15, 1989.

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

7-R-dl. Resolution rescinding Resolution 7-R-co (A.S.), February 17, 1988, "Resolution
(A.S.) authorizing transfer of funds, Housing and Community Development Act XIII, from Public Services, Police Security, Salaries and Wages-\$12,000. to Private Property Rehabilitation, Roseville Coalition, Other Expenses-\$12,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

7-R-dm.
(A.S.) Resolution authorizing transfer of funds, Housing and Community Development Act, HCDA XIII, Other Expenses-\$12,000. to Public Services, Roseville Coalition, Other Expenses-\$12,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

7-R-dn.
(A.S.) Resolution authorizing Director of Engineering to terminate existing water service contract with the Elizabethtown Water Company and to enter into a new contract for purpose of purchasing water from April 1, 1988 to September 30, 1992.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

7-R-do.
(A.S.) Resolution ratifying and authorizing Director of Engineering to deliver tires for recycling to Metropolitan Tire Recycling, 182 Calcutta Street, for period March 8, 1988 and until such time as a contract for same is awarded and executed for period of 90 days, during which time bids will be received and contract awarded for said services. (Metropolitan Tire Recycling will pay City of Newark \$80. per ton for tires recycled as collected by City of Newark)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

MOTIONS.

7-M-a. A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE APPROPRIATE LEGISLATION PROHIBITING CONFLICT OF INTEREST BY MUNICIPAL DEPARTMENT HEADS AND ELECTED OFFICIALS was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

7-M-b. A MOTION REQUESTING THE DEPARTMENT OF ENGINEERING TO MOVE THE TRAFFIC LIGHTS AT THE TREMONT STREET AND MAYBAUM AVENUE INTERSECTION IN ORDER TO BETTER REGULATE TRAFFIC SO THAT RESIDENTS OF THE BRADLEY COURT APARTMENT COMPLEX WILL BE ABLE TO UTILIZE THEIR DRIVEWAY was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Carrino.

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7-M-c.

A MOTION DIRECTING THE CITY CLERK TO INVITE REPRESENTATIVES FROM AT&T TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS PLACEMENT/REMOVAL OF TELEPHONE BOOTHS IN THE CITY OF NEWARK was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

7-M-d.

A MOTION DIRECTING THE CITY CLERK TO INVITE ATTORNEY GENERAL W. CAREY EDWARDS TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE REGARDING ALLEGED CHARGES AND CONDITIONS AT AMITY VILLAGE was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

7-M-e.

A MOTION DIRECTING THE CITY CLERK TO INVITE UNITED STATES ATTORNEY SAMUEL ALITO TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE REGARDING ALLEGED CHARGES AND CONDITIONS AT AMITY VILLAGE was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

7-M-f.

A MOTION EXPRESSING CONCERN OVER THE ILLEGAL DUMPING IN THE CITY OF NEWARK was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

7-M-g.

A MOTION REQUESTING THE DIRECTOR OF LAND USE CONTROL TO INITIATE AN INSPECTION OF THE PROPERTY AT 59-65 AVON AVENUE was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

7-M-h.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ALGERNON "KENPIE" DOERS, FATHER OF MS. SHARON BRADMAN-DOERS, COUNCILWOMAN MARIE L. VILLANI'S EXECUTIVE SECRETARY was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

7-M-i.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CLAYTON LITTLE, A FORMER ESSEX COUNTY DEMOCRATIC COMMITTEEMAN FOR NEWARK'S WEST WARD, 18TH DISTRICT was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

March 16, 1988

7-M-j.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THAT THE ADMINISTRATION SEEK PROPOSALS TO PROVIDE METAL DETECTORS FOR THE ENTRANCE TO THE MUNICIPAL COUNCIL CHAMBER AND BOTH ENTRANCES OF CITY HALL was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

7-M-k.

A MOTION DECLARING THE MONTH OF MARCH AS WOMEN'S HISTORY MONTH IN THE CITY OF NEWARK was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

7-M-l.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DR. HAROLD ASHBY, A FORMER ASSOCIATE COUNSEL WITH THE NEWARK HOUSING AUTHORITY was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received February 29, 1988, enclosing proposed "Ordinance amending Title 1, General Provisions, Chapter 1 - Definitions, Rules of Construction and Other General Provisions, Chapter 9(a) Penalty, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented." (By prescribing a period of community service.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-ba (A.S.) on page 12 in the minutes of this meeting.)

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received February 26, 1988, enclosing proposed "Ordinance amending Title 2, Administration, Chapter 2 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented. (By changing the "Committee on the Status of Women" to "Commission on the Status of Women" and further formalizing the parameters of the Commission.)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Branch, Grant.

Absent: Councilman Carrino.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received February 26, 1988, enclosing proposed "Ordinance amending Title 7A:2-3(2) Electrical Subcode, subsection (A) Scope of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, revising the fee schedule."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Harris and adopted by the following votes:
Yes: Councilmen Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Grant.
Absent: Councilman Carrino.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received February 26, 1988, enclosing proposed "Ordinance amending Title 7A:2-3(1) Building Subcode, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, revising the fee schedule."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Harris and adopted by the following votes:
Yes: Councilmen Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Grant.
Absent: Councilman Carrino.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received March 1, 1988, enclosing proposed "Ordinance amending Title 7A:2-3(4) Plumbing, Subcode Fees of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, revising the fee schedule."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Harris and adopted by the following votes:
Yes: Councilmen Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Grant.
Absent: Councilman Carrino.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received March 1, 1988, enclosing proposed "Ordinance amending Title 23:1-4 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, to authorize enforcement by authorized designees in the Departments of Land Use Control and Development."
(This ordinance enables certain employees authorized to issue parking summonses.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Harris and adopted by the following votes:
Yes: Councilmen Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Grant.
Absent: Councilman Carrino.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the titles of Deputy Municipal Emergency Management Coordinator and Line Worker Helper, Fire in the Department of Fire)."

(Deputy Municipal Emergency Management Coordinator (1) 1/1/88 \$35,320.90 - \$42,932.89

(Line Worker Helper 1/1/88 14,781.90 - 17,349.37)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. One title in Management Class and other represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Branch, Grant.

Absent: Councilman Carrino.

8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey' (6-S & F-bf) adopted November 22, 1966. (To create the titles of Line Worker and Supervising Line Worker and to abolish the titles of Lineman and Lineman, Foreman in the Department of Fire)."

(Line Worker (11) 1/1/88 \$25,500.00 - \$31,728.32

(Supervising Line Worker (2) 1/1/88 29,913.94 - 31,054.46 - \$32,189.02)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. Represented by Firemen's Mutual Benevolent Association Local No. 4 and I.A.F.F. - Professional Fire Officers Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Branch, Grant.

Absent: Councilman Carrino.

8-i.

The City Clerk presented Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Development' (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Receptionist and Receptionist, Typing, Bilingual in Spanish and English in the Department of Development)."

(Receptionist (35 Hours) (1) 1/1/88 \$14,246.01 - \$17,000.48)

(Receptionist, Typing Bilingual in Spanish and English (35 Hours) (1) 1/1/88 14,246.01 - 17,000.48)

(Title changes in order to properly classify positions. Represented by Newark Council #21, Civil Service Association. No salary change. Old title is common title.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

8-j.

The City Clerk presented Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Development' (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Chief Loan Advisor and Loan Advisor and to abolish the title of Senior Program Coordinator and Program Coordinator in the Department of Development)."

(Chief Loan Advisor

(35 Hours) (2)

\$27,049.65 - \$32,562.01)

(Loan Advisor

(35 Hours) (2)

22,514.60 - 27,049.65)

(Title changes and abolishing old titles in accordance with New Jersey Department of Personnel Reclassification. No salary change. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

8-k.

The City Clerk presented Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor,' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Research Assistant and to abolish the title of Research Analyst in the Department of Health and Human Services)."

(Research Assistant

(35 Hours) (1)

\$17,349.37 - \$20,410.14)

(Title change and abolishing old title due to New Jersey Department of Personnel Reclassification. No salary change. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

8-l.

The City Clerk presented Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor,' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Receptionist, Bilingual in Spanish and English in the Department of Health and Human Services)."

(Receptionist, Bilingual in

Spanish and English (35 Hours) (1)

\$14,246.01 - \$17,000.48)

(Creating title in Department of Health and Human Services due to need for Spanish speaking receptionist. Fiscal impact will be savings of \$3,500. since same will be replacing a retiring Principal Account Clerk. Common title represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

8-m.

The City Clerk presented Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Communications Operator/Truck Driver in the Department of Engineering)."

(Communications Operator/
Truck Driver (40 Hours) (1) \$8.23 - \$8.63 - \$9.42)
(Creating title in Department of Engineering due to New Jersey Department of Personnel Reclassification. Fiscal impact-\$1,000. Common title represented by International Federation of Health Professional's, Local 6.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

8-n.

The City Clerk presented Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance adding a definition to Title 22:1-1 and amending Title 22:1-7 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, to authorize enforcement by authorized designees in the Departments of Land Use Control and Development."

(This ordinance enables certain employees authorized to issue summonses.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

8-o.

The City Clerk presented Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance amending Title 23:7-13 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, revising the parking meter rates.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

8-p.

The City Clerk presented Communication from Business Administrator Monteilh, received February 26, 1988, enclosing proposed "Ordinance to grant five (5) years of tax abatement for a commercial improvement erected on premises known as 1-7 New York Avenue, Block 915, Lot 2 on the Official Tax Map (Year 1988) of the City of Newark, New Jersey." (D & S Enterprises)

(Copy of ordinance and correspondence submitted to each Member of the Council)

March 16, 1988

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

8-q.

The City Clerk presented Proposed "Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36c, for the year 1986, on property owned by Christian Church Missionary and located at 137 Fourth Avenue, Block 529, Lot 32, Newark, New Jersey."

(\$1,000.74 plus applicable fees and interest for year 1986. Failed to file claim for continued tax exemption.)

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

8-r.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Security Guard or Doorman required, Section 2, Housing Unit Defined, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To require the maintenance of armed security guards at certain housing buildings with over 45 housing units.)"

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-z (A.S.) on page 25 in the minutes of this meeting.)

8-s.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend Title 4, Alcoholic Beverages, Chapter 2, Section 2 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, to add a new section providing for an increase in the Annual License Fees for Plenary Retail Consumption Licenses and providing for the acquisition and retirement of Plenary Retail Consumption Licenses.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

8-t.
(A.S.)

The City Clerk presented Proposed "Ordinance amending Title 5, Amusements and Amusement Businesses, Chapter 11, Discotheques, Section 5(c) License Fees, Section 8, Sanitation and Safety and Section 11, Penalty of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By increasing the fees, establishing, noise inspections and increasing the penalty provisions)."

(Space less than 150 square feet - \$50., Space 150 square feet - 250 square feet inclusive - \$75., Space over 250 square feet - \$500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

March 16, 1988

8-u.
(A.S.)

The City Clerk presented Proposed "Ordinance amending Title 4, Alcoholic Beverages, Chapter 2, Licenses, Section 17, One Thousand Foot Rule; Exceptions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By providing the Alcoholic Beverage Control Commission with the discretionary authority to waive the 1,000 foot rule)."
(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 6, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Harris, Tucker, Villani, President Martinez.
No: Councilman Payne.
Not Voting: Councilman Rice.
Absent During Roll Call: Councilman Grant.
Absent: Councilman Carrino.

8-v.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Offices of the Municipal Council and City Clerk, Municipal Council and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended and supplemented (To adjust the salary for Council staff)."

(5% increase for year 1988 per Union Contract, Newark Council #21, Civil Service Association))
(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-bb (A.S.) on page 12 in the minutes of this meeting.)

8-w.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received March 16, 1988, enclosing proposed "Ordinance approving the exchange of properties between the Newark Board of Education and City of Newark. (Board of Education property-45-51 Bruce Street, Block 426, Lot 9; City of Newark property-parts of Block 210 and Block 225, as per attached Exhibit "A"."
(Block 210 and Block 225-Richmond Street, South Orange Avenue, Norfolk Street, West Market Street and 140-142 13th Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-y (A.S.) on page 11 in the minutes of this meeting.)

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from February 22, 1988 to March 8, 1988:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Francis Xavier Roman Catholic Church	9727
St. Francis Xavier Roman Catholic Church	9883
Lions Club of Newark	9888

895

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RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
National Association of University, North Jersey Branch	9866
Rotary Club of Ironbound	9889
Queen of Angels Church	9890
St. Casimir's Roman Catholic Church	9891
St. Ann's Educational Club	9892

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:


Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Carrino.

The meeting adjourned at 12:55 A. M., Thursday, March 17, 1988.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:07 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Councilman Ralph T. Grant, Jr.

President Martinez called the meeting to order and asked for roll call.

Present: Councilman Branch, Grant, Harris, Payne, Rice, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Marilyn Williams, Lieutenant Detective James Reed, and Lieutenant Nicholas Della Valle, Sergeants-At-Arms.

(Councilman Tucker arrived 1:14 P.M.)

(Councilman Carrino arrived 1:25 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

✓ 4-a.

The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held February 18, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

✓ 4-b.

The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held February 11, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

✓ 4-c.

The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held February 11, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

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4-d.

The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held February 18, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

4-e.

The City Clerk presented Copy of Minutes of Meeting of Housing Authority of the City of Newark, held February 18, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

4-f.

The City Clerk presented Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for months of January and February, 1988.

A motion that the Report of Contracts Awarded be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)
(Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)

(Business Administrator Monteilh met with the Council February 2, 1988)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

6-F-b.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.

(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

✓ 6-F-c.

The City Clerk read An ordinance amending Section 23:4.1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on 11th, 12th, and 13th Streets.

(11th Street, from Park Avenue to 4th Avenue.

12th Street, from Park Avenue to 4th Avenue.

13th Street, from Park Avenue to 4th Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

✓ 6-F-d.

The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of North Munn and Tremont Avenues.

(Intersection: North Munn and Tremont Avenues

Right Turn on Red Prohibition: All Right Turns)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

✓ 6-F-e.

The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersections of Stockton Street and Delancy Street.

(Intersection: Stockton Street and Delancy Street.

Right Turn on Red Prohibition: North on Stockton Street to east on Delancy Street.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

✓ 6-F-f.

The City Clerk read **An ordinance amending Section 23:12-1, Midblock Crosswalks, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by designating midblock crosswalks on Raymond Plaza West.** D00 2/17/88

(Raymond Plaza West; along the westerly curblin, 126 feet south of the southerly curblin of Raymond Boulevard, thence across Raymond Plaza West.

Raymond Plaza West; along the westerly curblin, 196 feet north of the northerly curblin of Market Street, thence across Raymond Plaza West.

Raymond Plaza West; along the westerly curblin, 300 feet north of the northerly curblin of Market Street, thence across Raymond Plaza West.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

✓ 6-F-g.

The City Clerk read **An ordinance amending Title 2, Administration, Chapter 2 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented. (By changing the "Committee on the Status of Women" to "Commission on the Status of Women" and further formalizing the parameters of the Commission.)**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

✓ 6-F-h.

The City Clerk read **An ordinance amending Title 7A:2-3(2) Electrical Subcode, subsection (A) Scope of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, revising the fee schedule.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

6-F-i.

The City Clerk read **An ordinance amending Title 7A:2-3(1) Building Subcode, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, revising the fee schedule.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

6-F-j.

The City Clerk read **An ordinance amending Title 7A:2-3(4) Plumbing, Subcode Fees of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, revising the fee schedule.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

6-F-k.

The City Clerk read **An ordinance amending Title 23:1-4 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, to authorize enforcement by authorized designees in the Departments of Land Use Control and Development.**

(This ordinance enables certain employees authorized to issue parking summonses.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

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6-F-l.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Receptionist and Receptionist, Typing, Bilingual in Spanish and English in the Department of Development).

(Receptionist
(35 Hours) (1) 1/1/88 \$14,246.01 - \$17,000.48)

(Receptionist, Typing
Bilingual in Spanish
and English (35 Hours) (1) 1/1/88 14,246.01 - 17,000.48)

(Title changes in order to properly classify positions. Represented by Newark Council #21, Civil Service Association. No salary change. Old title is common title.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani,
President Martinez.

Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

6-F-m.

The City Clerk read An ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Development' (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Chief Loan Advisor and Loan Advisor and to abolish the title of Senior Program Coordinator and Program Coordinator in the Department of Development).

(Chief Loan Advisor
(35 Hours) (2) \$27,049.65 - \$32,562.01)

(Loan Advisor
(35 Hours) (3) 22,514.60 - 27,049.65)

(Title changes and abolishing old titles in accordance with New Jersey Department of Personnel Reclassification. No salary change. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani,
President Martinez.

Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

6-F-n.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Research Assistant and to abolish the title of Research Analyst in the Department of Health and Human Services).

(Research Assistant
(35 Hours) (1) \$17,349.37 - \$20,410.14)

(Title change and abolishing old title due to New Jersey Department of Personnel Reclassification. No salary change. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

(Councilman Tucker arrived 1:14 P.M.)

✓ 6-F-O.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Receptionist, Bilingual in Spanish and English in the Department of Health and Human Services).

(Receptionist, Bilingual in

Spanish and English (35 Hours) (1) \$14,246.01 - \$17,000.48)

(Creating title in Department of Health and Human Services due to need for Spanish speaking receptionist. Fiscal impact will be savings of \$3,500. since same will be replacing a retiring Principal Account Clerk. Common title represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

Absent: Councilmen Carrino.

President Martinez: The yeses are six, the noes are none, one not voting and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

A motion to consider Resolutions 7-R-bt, 7-R-br, 7-R-bs, and 7-R-bu at this time was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

✓ 7-R-bt.

Resolution recognizing and commending Joseph J. Amato, M.D., Director of Cardiothoracic Surgery at the Children's Hospital of New Jersey, for successfully performing an operation on a child who was born with an Ectopic Heart.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

Councilman Rice, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution and a medallion to Dr. Amato.

Dr. Amato thanked the Members of the Municipal Council for this honor and expressed his appreciation to them.

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Councilman Payne read and presented, on behalf of the Members of the Municipal Council, a personal presentation to Dr. Amato.

7-R-br.

Resolution recognizing and commending Ralph J. Galdieri, M.D., Attending Surgeon of the Department of Pediatric Cardiovascular Surgery at the Children's Hospital of New Jersey, for successfully performing an operation on a child who was born with an Ectopic Heart.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bs.

Resolution recognizing and commending Joseph V. Cotroneo, M.D., Attending Surgeon of the Department of Pediatric Cardiothoracic and Vascular Surgery at the Children's Hospital of New Jersey, for successfully performing an operation on a child who was born with an Ectopic Heart.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bu.

Resolution recognizing and commending the Nurses of the Pediatric Cardiac Intensive Care Unit, Nurses of the Pediatric Cardiac Operating Room and the Support Staff at the Children's Hospital of New Jersey, for their outstanding contributions to the Pediatric Cardiac Surgical Unit.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bv.

Resolution recognizing and commending the meritorious efforts of the Week of the Young Child Committee and designating April 11, through 15, 1988 as "National Week of the Young Child" within the City of Newark.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

Councilwoman Villani, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to the Members of the Young Child Committee.

Ms. Lorraine Limaldi expressed appreciation to the Members of the Council for honoring the Young Child Committee in this manner.

At this time, the unveiling of the portrait of Honorable Sharpe James, Mayor of the City of Newark, New Jersey took place.

Mayor James expressed his appreciation to the Members of the Municipal Council for their cooperation and assistance in moving this City forward.

(Councilman Carrino arrived at 1:25 P.M.)

6-F-p.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Communications Operator/Truck Driver in the Department of Engineering).

(Communications Operator/

Truck Driver (40 Hours) (1) \$8.23 - \$8.63 - \$9.42)

(Creating title in Department of Engineering due to New Jersey Department of Personnel Reclassification. Fiscal impact-\$1,000. Common title represented by International Federation of Health Professional's, Local 6.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

6-F-q.

The City Clerk read An ordinance adding a definition to Title 22:1-1 and amending Title 22:1-7 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, to authorize enforcement by authorized designees in the Departments of Land Use Control and Development.

(This ordinance enables certain employees authorized to issue sanitation summonses.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

6-F-r.

The City Clerk read An ordinance amending Section 23:7-13, Parking Meters, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, revising the parking meter rates.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

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6-F-s.

The City Clerk read An ordinance to grant five (5) years of tax abatement for a commercial improvement erected on premises known as 1-7 New York Avenue, Block 915, Lot 2 on the Official Tax Map (Year 1988) of the City of Newark, New Jersey. (D & S Enterprises)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

6-F-t.

The City Clerk read An ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36c, for the year 1986, on property owned by Christian Church Missionary and located at 137 Fourth Avenue, Block 529, Lot 32, Newark, New Jersey.

(\$1,000.74 plus applicable fees and interest for year 1986. Failed to file claim for continued tax exemption.)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

6-F-u.

The City Clerk read An ordinance to amend Title 4, Alcoholic Beverages, Chapter 2, Section 2 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, to add a new section providing for an increase in the Annual License Fees for Plenary Retail Consumption Licenses and providing for the acquisition and retirement of Plenary Retail Consumption Licenses.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

6-F-v.

The City Clerk read An ordinance amending Title 5, Amusements and Amusement Businesses, Chapter 11, Discotheques, Section 5(c) License Fees, Section 8, Sanitation and Safety and Section 11, Penalty of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By increasing the fees, establishing, noise inspections and increasing the penalty provisions).

(Space less than 150 square feet - \$50., Space 150 square feet 250 square feet inclusive - \$75., Space over 250 square feet - \$500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

6-F-w.

The City Clerk read **An ordinance amending Title 4, Alcoholic Beverages, Chapter 2, Licenses, Section 17, One Thousand Foot Rule; Exceptions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By providing the Alcoholic Beverage Control Commission with the discretionary authority to waive the 1,000 foot rule).**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilmen Carrino, Grant.

President Martinez: The yeses are seven, the noes are none and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

At a later time in the meeting, after Ordinance 6-Ph, S & F-a, Councilmen Payne and Rice requested their votes be changed from the affirmative to not voting.

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Tucker, Villani, President Martinez.

Not Voting: Councilmen Carrino, Grant, Payne, Rice.

President Martinez: The yeses are five, the noes are none and four not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

At a later time in the meeting, after Item 8-w (A.S.), a motion to consider Item 8-x (A.S.) on Ordinances on First Reading was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-x.
(A.S.)

The City Clerk read **An Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 538, Lot(s) 37, 38, 39, 78, 43, 44 and 45, City Tax Block 540, Lot 24 (71-75 $\frac{1}{2}$, 83-87 and 100 Highland Avenue).**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

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A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1988.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Bleeker Street as a one-way street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Bleeker Street:

Eastbound, from Summit Street to Dr. Martin Luther King Boulevard

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Pearl Street as a one-way street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Pearl Street:
Eastbound, from Halsey Street to Chapel Court

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating 12th Avenue as a one-way street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

12th Avenue:
Eastbound, from Wallace Street to West Market Street

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for her approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at all Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances, of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Blanchard Street, both sides, beginning 2180 feet north of the northerly curblin of Raymond Boulevard to its terminus

and by adding thereto:

Blanchard Street, east side, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom.

Blanchard Street, west side, beginning at the northerly curblin of Raymond Boulevard to its northerly terminus.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for her approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance ratifying and authorizing the execution of a lease agreement between the Salvation Army, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 138 Clifford Street, Block 972, Lot 25, for the sum of \$12,240.00 per year for a period of twelve (12) months.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the premises commonly known as 138 Clifford Street, Block 972, Lot 25, on the Official Tax Maps and Tax Duplicate (year 1987), of the City of Newark, New Jersey, is needed for public purposes; and,

WHEREAS, the City of Newark, Tenant, and the Salvation Army, Landlord, desire to enter into a lease agreement for the premises, commonly known as 138 Clifford Street, Block 972, Lot 25, for a period beginning January 1, 1988 and ending December 31, 1988 for the sum of \$12,240.00.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, Tenant, and the Salvation Army, Landlord, for the leasing of the premises, commonly known as 138 Clifford Street, Block 972, Lot 25, for the period beginning January 1, 1988 to the adoption of this Ordinance.

Section 2. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with the Salvation Army, Landlord, for the leasing of the premises, commonly known as 138 Clifford Street, Block 972, Lot 25, pursuant to N.J.S.A. 40A:12-15, from the date of the adoption of this Ordinance to December 31, 1988.

Section 3. The City of Newark shall, as a consideration for said lease agreement, pay the owner the sum of \$12,240.00, in equal monthly installments, for the term of the lease, beginning January 1, 1988 and ending December 31, 1988.

Section 4. A copy of the lease agreement is attached hereto and made part hereof.

Section 5. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

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Section 6. Attached hereto is a Certification from the Municipal Comptroller in the amount of \$3,060.00 which represents the amount encumbered for the 1988 Temporary Budget. No funds will be expended under the Contract in excess of \$3,060.00 unless and until there is received from the Municipal Comptroller a Certification indicating that funds have been appropriated for the balance of the Contract.

Section 7. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance ratifying and authorizing the execution of a lease agreement between the Leaguers, Inc., Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 731 Clinton Avenue, Block 3010, Lot 43, for the sum of \$23,760.00 per year for a period of twelve (12) months.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the premises commonly known as 731 Clinton Avenue, Block 3010, Lot 43, on the Official Tax Maps and Tax Duplicate (year 1987), of the City of Newark, New Jersey, is needed for public purposes; and,

WHEREAS, the City of Newark, Tenant, and the Leaguers, Inc., Landlord, desire to enter into a lease agreement for the premises, commonly known as 731 Clinton Avenue, Block 3010, Lot 43, for a period beginning January 1, 1988 and ending December 31, 1988 for the sum of \$23,760.00.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, Tenant, and the Leaguers, Inc., Landlord, for the leasing of the premises, commonly known as 731 Clinton Avenue, Block 3010, Lot 43, for the period beginning January 1, 1988 to the adoption of this Ordinance.

Section 2. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with the Leaguers, Inc., Landlord, for the leasing of the premises, commonly known as 731 Clinton Avenue, Block 3010, Lot 43, pursuant to N.J.S.A. 40A:12-15, from the date of the adoption of this Ordinance to December 31, 1988.

Section 3. The City of Newark shall, as consideration for said lease agreement, pay the owner the sum of \$23,760.00, in equal monthly installments, for the term of the lease, beginning January 1, 1988 and ending December 31, 1988.

Section 4. A copy of the lease agreement is attached hereto and made part thereof.

Section 5. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 6. Attached hereto is a Certification from the Municipal Comptroller in the amount of \$5,940.00 which represents the amount encumbered for the 1988 Temporary Budget. No funds will be expended under the Contract in excess of \$5,940.00 unless and until there is received from the Municipal Comptroller a Certification indicating that funds have been appropriated for the balance of the Contract.

Section 7. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance ratifying and authorizing the execution of a lease agreement between the City of Newark, Landlord and the Newark Public Library, Tenant, for the leasing of one-half of the fourth floor of premises commonly known as 295 Halsey Street, Block 96, Lot 14, for the sum of \$1.00 for the entire lease term of eighteen (18) months; with an additional six (6) month option to renew.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the premises commonly known as 295 Halsey Street, Block 96, Lot 14, on the official Tax Map of the City of Newark, New Jersey, is not needed for municipal purposes; and

WHEREAS, the City of Newark, Landlord, and the Newark Public Library, Tenant, desire to enter into a lease agreement for one-half of the fourth floor of premises commonly known as 295 Halsey Street, Block 96, Lot 14, for a period of eighteen (18) months beginning on September 21, 1987 and ending on March 20, 1989, with an additional six (6) month option to renew for the total sum of \$1.00.

April 6, 1988

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NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, Landlord, and the Newark Public Library, Tenant, for the leasing of one-half of the fourth floor of premises commonly known as 295 Halsey Street, Block 96, Lot 14, for a period of eighteen (18) months with an additional six (6) month option to renew, beginning on September 21, 1987 to the date of adoption of this Ordinance.

Section 2. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement on behalf of the City of Newark, Landlord, with the Newark Public Library, Tenant, for the leasing of one-half of the fourth floor or premises commonly known as 295 Halsey Street, Block 96, Lot 14, pursuant to N.J.S.A. 40A:12-15 from the date of the adoption of this Ordinance to March 20, 1989.

Section 3. The Newark Public Library shall, as consideration for said lease agreement, pay the City of Newark the total sum of one dollar (\$1.00) for the entire term of the lease upon the signing of said agreement.

Section 4. A copy of the lease agreement is attached hereto and made part hereof.

Section 5. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the purchase of premises commonly known as 88 Newark Street, Newark, New Jersey, Block 2837, Lot 4, by the City of Newark, from Ramon Alvarez (owner), for \$9,400. pursuant to the provisions of N.J.S.A. 40A:12-5(A) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 88 Newark Street, Block 2837, Lot 4, on the Official Tax Map and Tax Duplicate (year 1987) of the City of Newark is needed for public purposes.

Section 2. That the above described premises be purchased by the City of Newark from Ramon Alvarez (owner), for the sum of \$9,400.00 dollars, pursuant to N.J.S.A. 40A:12-5(a) (1).

Section 3. That the Director of Finance be authorized to pay said amount to Ramon Alvarez (owner), for the above described premises.

Section 4. That the Corporation Counsel is hereby authorized to record the original deed and to forward said deed to the Director of the Department of Development for filing.

Section 5. That a copy of the executed deed shall be placed on file in the Office of the City Clerk.

Section 6. This Ordinance shall take effect upon publication and final passage and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c, for the year 1986 on property owned by Primera Iglesia Pentecostal Faro De Luz, located at 777-783 Broadway, Block 772, Lots 21 and 24, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Primera Iglesia Pentecostal Faro de Luz, is a New Jersey corporation; organized under Title 15A of the New Jersey Statutes, as a nonprofit corporation, organized exclusively for religious purposes; and

WHEREAS, Primera Iglesia Pentecostal Faro de Luz, is owner of property located at 777-783 Broadway, Block 772, Lots 21 & 24.

WHEREAS, said premises have been used from the date of acquisition exclusively for religious purposes; and

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WHEREAS, the aforesaid property has at all times been entitled to an exemption from religious purposes; and

WHEREAS, Primera Iglesia Pentecostal Faro de Luz represents that it inadvertently failed to file a claim for continued tax exemption; and

WHEREAS, the Tax Assessor did not grant tax exempt status to said corporation for year 1986 due to the failure of said corporation to file a continuing statement; and

WHEREAS, there is due and owing taxes in the amount of \$4,159.19, plus applicable fees and interest for year 1986.

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on properties owned by one of more associations or corporations organized exclusively for the purposes as set forth in N.J.S.A. 54:4-36, which would have been exempt had a timely claim been made therefore.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT;

1. By copy of this Ordinance, the Tax Assessor of the City of Newark, be and he is hereby authorized to remove the tax assessment for year 1986 on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. The Tax Collector of the City of Newark cancel taxes in the total amount of \$4,159.19 plus applicable fees and interest for the Primera Iglesia Pentecostal Faro de Luz pursuant to the provisions of N.J.S.A. 54:4-3.6c.

3. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

April 6, 1988

916

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title Twenty, Police and Fire Departments, Chapter One, Police Department, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To adjust the compensation for members of the Alcoholic Beverage Control Board). 20.1-

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

THAT Title Twenty, Police and Fire Departments, Chapter 1, Police Department, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be further amended by adjusting the compensation for members of the Alcoholic Beverage Control Board as follows, to wit:

Section 1. Each member of the board of alcoholic beverage control shall be compensated at the following rate and in the following manner: thirty-five hundred dollars per year payable in four (4) quarterly installments, except that said compensation shall be based upon the number of meetings of the board attended by each member of the board in proportion to the number of meeting held by the board during each quarter.

A member of the board of alcoholic beverage control who is barred as an officer or employee of the State of New Jersey or of any county or municipality from serving as a salaried member of the board may be appointed as a non-salaried member. Such member shall be reimbursed for necessary expenditures incurred in the performance of his/her duties, but such amount shall not exceed \$3,500.00 per year.

SECTION 2. The adjustment in compensation hereinabove set forth shall be effective August 11, 1986.

SECTION 3. All ordinances or part of prior ordinances which are inconsistent with the provisions herein above set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

April 6, 1988

917/

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor" (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create certain position titles and abolish others in the Department of Finance).

(Creating 5 new titles in Department of Finance, Water Accounting and abolishing 5 old titles in compliance with New Jersey Department of Personnel reclassification. No change in salaries. Titles represented by Newark Council 21, Civil Service Association with exception of Director's title which is not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 2 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Ph) adopted May 4, 1977, as amended and supplemented be amended to create the titles, as follows, to wit:

POSITIONS

Assistant Director of Water Accounting and Customer Service 7156 (35 Hrs.)	1	1/1/88	\$28,328.61 - \$34,116.81
Director of Water Accounting and Customer Service 7169	1	1/1/88	37,086.94 - 45,079.47
General Supervisor, Water Meter Repair 6848 (40 Hrs.)	1	1/1/87	16,360.35 - 19,884.68
Supervisor of Billing and Collecting/ Supervisor Water Meter Reading 6850 (40 Hrs.)	1	1/1/87	20,155.20 - 24,044.80
Supervisor, Water Meter Repair 6844 (40 Hrs.)	1	1/1/87	16,360.35 - 19,884.68

SECTION 2. Section 2 of the aforementioned ordinance be further amended to abolish the following titles and title codes, as follows, to wit:

POSITIONS

Assistant Director, Division of Water Accounting and Customer Service
A238 (35 Hrs.)

Director, Division, of Water Accounting and Customer Service
1569

Supervisor of Water Meter Readers
4095 (40 Hrs.)

Supervisor of Water Meter Repair
4097 (40 Hrs.)

Water Meter Repairer Foreman
A053 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Animal Control Officer and to abolish the title of Dog Warden in the Department of Health and Human Services).

(Creating new title and abolishing old title in the Department of Health and Human Services in compliance with New Jersey Department of Personnel reclassification. Represented by Newark Council #21, Civil Service Association. Salary remains the same.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Animal Control Officer
0264 (35 Hrs.) 6 1/1/88 \$13,639.26 - \$16,261.01

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title, as follows, to wit:

POSITION

Dog Warden
1678 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To create the title of Program Development Specialist (Community Service) and to abolish the title of Community Service Planner).

(Creating new title and abolishing old title in the Office of the Mayor in compliance with New Jersey Department of Personnel reclassification. Represented by Newark Council #21, Civil Service Association. Salary remains the same.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6S&FC) adopted May 4, 1977, as amended and supplemented, be amended to create the title, as follows, to wit:

POSITION

Program Development Specialist (Community Service)	1	1/1/88	\$23,566.04 - \$28,328.61
6930 (35 Hrs.)			

SECTION 2. Section 2 of the aforementioned ordinance be further amended to abolish the following title and title code, as follows, to wit:

POSITION

Community Service Planner
1316 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of General Supervisor, Demolition and to abolish the title of General Demolition Foreman in the Department of Development).

(Creating new title and abolishing old title in Department of Development in compliance with New Jersey Department of Personnel reclassification. Represented by A.F.S.C.M.E. Local 2297 (Supervisors). Salary remains the same.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Development" (6S&FZ) adopted July 16, 1986 as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

General Supervisor, Demolition	
6911 (40 Hrs.)	1 1/1/87 \$24,172.76 - \$29,382.11

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title and title code, as follows, to wit:

POSITION

General Demolition Foreman
1887 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving a Redevelopment Plan for City Tax Block 1952, Lot(s) 54 and 56 (471-473-475 North 5th Street).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board, City of Newark, New Jersey, has considered and did approve a Resolution on February 1, 1988, which is annexed hereto, a Redevelopment Plan for City Tax Block 1952, Lot(s) 54 & 56 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

Section 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body, and accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

Section 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council questioning who would be doing the work and whether it was a minority contractor.

Councilman Carrino replied that it was a Portuguese contractor.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving a Redevelopment Plan for City Tax Block 1960, Lot(s) 38 and 39 (293-297 North 13th Street).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on February 1, 1988, which is annexed hereto, a Redevelopment Plan for City Tax Block 1960, Lot(s) 38 & 39, (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

Section 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body, and accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

Section 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving a Redevelopment Plan for City Tax Block 209, Lot 39 (275 Montclair Avenue).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board, City of Newark, New Jersey, has considered and did approve a Resolution on February 1, 1988, which is annexed hereto, a Redevelopment Plan for City Tax Block 209, Lot 39 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

Section 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body, and accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

Section 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to defer action and continue the public hearing on the ordinance was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving a Redevelopment Plan for City Tax Block 5088, Lot 76; 1 and 9 Commercial/Industrial Plaza.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board, City of Newark, New Jersey, has considered and did approve a Resolution on January 19, 1988, which is annexed hereto, a Redevelopment Plan for City Tax Block 5088, Lot(s) 76, 1 & 9 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

Section 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body, and accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

Section 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

April 6, 1988

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the exchange of properties between the Newark Board of Education and City of Newark. (Board of Education property-45-51 Bruce Street, Block 426, Lot 9; City of Newark property-parts of Block 210 and Block 225, as per attached Exhibit "A".

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Board of Education of the City of Newark has determined that the premises commonly known as 45-51 Bruce Street, also known as Block 426, Lot 9, on the Official Tax Maps and Tax Duplicate (year 1988), of the City of Newark owned by the Board of Education of the City of Newark is not needed for public purpose, and

WHEREAS, the City of Newark has determined that the premises listed on attached Exhibit A owned by the City of Newark are no longer needed for a public purpose, and

WHEREAS, the Board of Education has agreed to exchange 45-51 Bruce Street Block 426, Lot 9 with the City of Newark in return for the premises listed on attached Exhibit A; and

WHEREAS, the Board of Education of the City of Newark has authorized by resolution OBA/R BA, dated November 17, 1987 a sale price of \$25.00 for 45-51 Bruce Street, Block 426, Lot 9 and has agreed to accept pursuant to said resolution as the sole method of payment of said \$25.00, the City of Newark's conveyance of title to all parcels listed on Exhibit A.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The exchange of the aforementioned properties between the Newark Board of Education and the City of Newark are hereby approved.

2. The Director of the Department of Development be and he is hereby authorized to execute any and all deeds and other documents necessary to effectuate the said exchange of property interest, said document to be approved as to form by the Corporation Counsel and to be attested and acknowledged by the City Clerk.

3. A copy of the executed deeds and resolution of the Newark Board of Education shall be filed with the Office of the City Clerk.

4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

April 6, 1988

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Security Guard or Doorman required, Section 2, Housing Unit Defined, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To require the maintenance of armed security guards at certain housing buildings with over 45 housing units.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Security Guard or Doorman Required, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented be and the same is hereby further amended and supplemented to read in its entirety as follows:

15:13-1 Security Guard or Doorman Required.

Except as is otherwise herein provided, all public and private housing buildings in the City of Newark, New Jersey, which contain over 45 housing units shall be required to have present on the premises on a twenty-four hour basis a security guard or a doorman. If during the course of any given six month period there has been a significant increase of five per cent or more in felony offenses, high misdemeanors or such other indictable offenses as defined by N.J.S.A. 2C 43-1 et. seq. in or about the premises of any housing unit, defined by this chapter, then the owner(s) of said housing unit shall be required to have present on the premises on a twenty four hour basis an armed security guard. Housing units which are situated on the grounds of hospitals, regularly patrolled by a security force, and wherein such grounds are visited by a security patrol at least once per hour, shall be exempt from the requirement of maintaining a security guard or a doorman on the premises.

Section 2. Title 15, Housing, Chapter 13, Housing Unit Guards Section 2, Housing Unit defined, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented be and the same is hereby further amended and supplemented to read in its entirety as follows:

15:3-2 Housing Unit defined:

A housing unit for the purposes of this chapter shall be any building whose function is to provide housing for over 45 families.

Section 3. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-Ph, S & F-u

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 1, General Provisions, Chapter 1 - Definitions, Rules of Construction and Other General Provisions, Chapter 9(a) Penalty, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By prescribing a period of community service.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 1, General Provisions, Chapter 1, Definitions, Rules of Construction and other general provisions, Chapter 9, subparagraph (a), Penalty, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby amended to read in its entirety as follows:

1:1-9 - PENALTY

- (a) Whenever no specific penalty is provided in these Revised Ordinances of Newark, 1966, or in any other ordinance of the City for punishment of an act which is prohibited or which is declared to be unlawful or an offense, or for the non-performance of an act which is required to be done, the violation of any such provisions shall be punished by one or more of the following penalties: (1) a fine not exceeding \$1,000.00; (2) imprisonment for any term not exceeding 90 days; or (3) a period of community services not exceeding 90 days, provided, however, that when the maximum penalty fixed by an applicable state statute is less, by force of said state statute or by judicial construction, than any penalty fixed in the Revised Ordinances, then the limitations of such statute shall be applicable.

SECTION 2. This ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

Councilman Rice, through the Chair, directed the City Clerk to forward letter to Presiding Judge to see that this legislation is strictly enforced by the Municipal Courts.

✓ 6-Ph, S & F-v.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and ordinance entitled, "An ordinance creating positions in the Offices of the Municipal Council and City Clerk, Municipal Council and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented (To adjust the salary for Council staff).

(5% increase for year 1988 per Union Contract, Newark Council #21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled "An ordinance creating position in the Offices of the Municipal Council and City Clerk and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 as amended and supplemented be amended to adjust the salary range as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Aide to Councilman I 0236 (35 Hours) (17)	1/1/88	\$19,861.80	\$19,861.00
Aide to Councilman II 0236 (35 Hours) (9)	1/1/88	\$23,834.08	\$23,834.08
Aide to Councilman III 0236 (35 Hours) (9)	1/1/88	\$28,889.87	\$28,889.87
Aide to Council President 0237 (35 Hours) (1)	1/1/88	\$33,765.00	\$33,765.00
Executive Secretary to Councilman A127 (35 Hours) (9)	1/1/88	\$31,056.63	\$31,056.63
Intergovernmental Liaison, Municipal Council A272 (1)	1/1/88	\$45,675.00	\$45,675.00

SECTION 2. This ordinance is hereby enacted, without prejudice, to the right and authority of the Municipal Council to make any future increases of the salary adjustments, herein enacted, upon the resolution of the pending petition before the Public Employees Relations Commission and the Municipal Council concerning these titles.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

Councilman Tucker stated for the record that he did not feel that Municipal Council staff should have to pay union dues since they do not have the benefit of a union.

6-Ph, S & F-w.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage:

Ordinance to amend an ordinance imposing a tax on Employer Payrolls in the City of Newark, "Ordinance 6-S & F-m, January 4, 1978, as amended by Ordinance 6-S & F-k, January 3, 1979, as amended by Ordinance 6-S & F-b, adopted January 16, 1980, as amended by Ordinance 6-S & F-k, February 17, 1982, as amended by Ordinance 6-S & F-i, March 16, 1983, as amended by Ordinance 6-S & F-bt, December 18, 1985 to impose a rate of one percent (1.0%) effective January 1, 1988.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title Ten, Chapter Six, Section Three of the Revised Ordinances of the City of Newark (1966) as amended and supplemented be and hereby is further amended in its entirety to read as follows:

10:6-3 Tax Imposed

There is hereby imposed on every employer a tax equal to 1% of his payroll, on all payrolls related to services performed beginning January 1, 1988.

Section 2. Any prior Ordinance or part thereof which is inconsistent with this Ordinance is hereby repealed.

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Section 3. This Ordinance shall take effect on January 1, 1988, after final passage and publication as required by law.

Section 4. This Ordinance shall have no force or effect unless and until enabling legislation has been adopted into law by the State of New Jersey.

President Martinez called for those desiring to be heard on the amendment to the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the amendment and defer action on the ordinance, as amended, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Tucker noted that this ordinance increases the payroll tax from .75% to 1%.

Councilman Rice, through the Chair, directed the City Clerk to communicate with Business Administrator Monteilh and Finance Director Jean requesting them to make certain that all monies due the City of Newark are being paid and respond to Council as to what steps are taken to make certain all businesses located in the City of Newark file reports.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

✓ 6-S & F-x.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-bf) adopted November 22, 1966 as amended and supplemented (To create the titles of "Communications Operator" and "Chief Communications Operator" and to abolish the titles of "Fire Alarm Operator" and "Chief Fire Alarm Operator" in the Department of Fire)."

(Communications Operator (Fire) 1/1/88 \$25,500.00 - \$31,728.32

Chief Communications Operator (Fire) 1/1/88 \$29,913.94 - 32,189.02)

(Creating 2 titles in Department of Fire as result of New Jersey Department of Personnel reclassification and abolishing old titles. Salary remains the same. Represented by F.M.B.A.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion directing the City Clerk to return the ordinance to Administration per request of Personnel Officer was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to consider Resolution 7-R-co (A.S.) at this time was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-co.
(A.S.)

Resolution recognizing and commending the Reverend Ernest Leonard, Pastor of the Victory Temple Word Ministries, Inc., for his contributions towards helping the homeless and needy residents of the City of Newark, New Jersey.

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Grant read and presented, on behalf of the Members of the Municipal Council, a suitably inscribed resolution to Reverend Leonard.

Reverend Leonard thanked the Council for bestowing this honor upon him.

HEARINGS OF CITIZENS.

6-HC-a.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to housing for the poor and homeless.

6-HC-b.

MR. J. THOMAS HANLEY, 290 MADISON AVENUE, IRVINGTON, NEW JERSEY addressed the Municipal Council with respect to non-residents receiving high-salaried positions.

6-HC-c.

MR. MARVIN JENKINS EL addressed the Municipal Council requesting assistance in finding a place to live.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution approving Tax Abatement Application and Financial Agreement for 759 Summer Avenue Urban Renewal Company, for a 72 residential condominium unit on 751-773 Summer Avenue, Block 776, Lot 5; granting exemption from taxation on improvements for a period of not more than thirty (30) years, pursuant to N.J.S.A. 40:55C-65, and only so long as the entity is subject to, and complies with said Financial Agreement and the said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented; and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-b.

Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with New Jersey State Department of Health, to continue providing services under the Childhood Lead Poisoning Prevention and Control Program, for period January 1, 1988 to December 31, 1988, in amount of \$247,900.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

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7-R-c.

Resolution ratifying and authorizing Business Administrator to enter into contract with Taggart Towing, Inc., 110 Evergreen Avenue, Newark, New Jersey, highest and only responsible bid received, to provide towing and storage of abandoned vehicles in the South District of the City of Newark, for period February 1, 1988 to January 31, 1989, for sum \$16,500., to be paid to the City in quarterly payments; monies received by City of Newark shall be deposited in General Funds of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh and Purchasing Agent Lucarelli to meet with the Council at their pre-meeting conference April 19, 1988 was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-d.

Resolution ratifying and authorizing Business Administrator to enter into contract with B and C, Inc., 527 Avenue "P", Newark, New Jersey, highest and only responsible bid received, to provide towing and storage of abandoned vehicles in the East District of the City of Newark, for period February 1, 1988 to January 31, 1989, for sum \$16,500., to be paid to the City in quarterly payments; monies received by City of Newark shall be deposited in General Funds of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-e.

Resolution ratifying and authorizing Business Administrator to enter into contract with Dente Brothers Towing, Inc., 27 Raymond Boulevard, Newark, New Jersey, highest and only responsible bid received, to provide towing and storage of abandoned vehicles in the West District of the City of Newark, for period February 1, 1988 to January 31, 1989, for sum of \$16,500. to be paid to City in quarterly payments; monies received by City of Newark shall be deposited in General Funds of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-f.

Resolution amending Resolution 7-R-v, October 21, 1987, authorizing Mayor to file application for receipt of funds through Job Training Plan under the Job Training Partnership Act for program year 1987, in amount of \$180,075.-3% Older Worker; \$217,964.00-Title III; \$247,446.-NJJTP, totalling \$645,485, for period June 1, 1987 through June 30, 1988, by increasing NJJTP by \$42,790., totalling \$290,236. and changing beginning period of June 1, 1987 to July 1, 1987; all other provisions remain unchanged.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-g.

Resolution accepting audit report from Lawrence Belcher, Certified Public Accountant, for Urban Development Action Grant, Toys-R-Us; further, authorizing Municipal Comptroller to pay contracted audit fee of \$6,700. upon Municipal Council's acceptance of said audit.

(Copy of resolution and correspondence submitted to each Member of the Council)

April 6, 1988

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-h.

Resolution ratifying and authorizing Director of Development to enter into and execute contract with Integrity Inc., a New Jersey non-profit corporation, to continue rehabilitation at 105 Lincoln Park, Newark, New Jersey, for period March 1, 1988 through February 28, 1989, for \$70,000., funds provided by H.C.D.A. FY XII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-i.

Resolution ratifying and authorizing Director of Development to enter into contract with Newark Alumni Inc., a New Jersey non-profit corporation, for providing technical assistance to low and moderate income South Ward Newark residents in securing mortgages for affordable housing, for period April 1, 1988 through March 31, 1989, for \$50,000., funds provided by H.C.D.A. FY XI.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Director of Development Lucas and Representatives from Newark Alumni, Inc. to meet with the Council at their pre-meeting conference April 19, 1988 was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-j.

Resolution amending Resolution 7-R-n, February 3, 1988, authorizing Director of Development to execute Bargain and Sale Deeds conveying properties listed on Exhibit A in accordance with schedule for conveyance to University Heights Urban Renewal Non-Profit Corp.; further, authorizing Director of Development to enter into contract with Redeveloper; property to be redeveloped for residential use; by requiring further clarification be made in the contract and in schedule for conveyance by Department of Development.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-k.

Resolution authorizing Director of Development to enter into and execute contract with R.P.W. Urban Renewal Corporation; further, authorizing Director of Development to execute a Bargain and Sale Deed conveying property known as Block 766, Lot 39, a/k/a 730-732 Broadway to R.P. W. Urban Renewal Corporation. (Other properties acquired by developer-Block 766, Lots 1, 2, 3, 4, 36, 37, 41, 42 and 44; purchase price-\$10,000.) (Property shall be redeveloped for residential use)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-1.

Resolution authorizing Elwood Urban Renewal Corporation, a New Jersey Corporation, to commence construction of twenty (20) residential condominium units with 100% on-site parking to be located at 139-157 Elwood Avenue, (Block 735, Lots 1.02 - 1.10) upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating City of Newark or Municipal Council to grant tax abatement to project or approve submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice, and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

/ 7-R-m.

Resolution authorizing Madison Manor Urban Renewal Corporation, a New Jersey Corporation, to commence construction of a four (4) wood frame units to be attached; one family two story buildings to be located at 920-926 South 19th Street, (Block 3017, Lots 36, 38 and 39) upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating City of Newark or Municipal Council to grant tax abatement to project or approve submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

/ 7-R-n.

Resolution authorizing Columbia Park Urban Renewal Corporation, a New Jersey Corporation, to commence construction of two single-family attached units (wood frame, two story buildings) to be located at 28-30 Columbia Avenue, (Block 4031, Lots 18 and 19) upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating City of Newark or Municipal Council to grant tax abatement to project or approve submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

/ 7-R-o.

Resolution authorizing 88 Grafton Avenue Urban Renewal Corporation, a New Jersey Corporation, to commence rehabilitation of existing building to a fourteen (14) unit condominium building to be located at 88-92 Grafton Avenue, (Block 766, Lot 23) upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating City of Newark or Municipal Council to grant tax abatement to project or approve submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-p.

Resolution authorizing ITP Urban Renewal Associates, II, a New Jersey Partnership, to commence construction of a development of a single user truck related transportation facility comprising three (3) buildings and associated parking areas and site improvements to be located at 436-478 Wilson Avenue and 580 Delancy Street, (Block 5046, Lot 37 and portion of Lots 36 and 38) upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating City of Newark or Municipal Council to grant tax abatement to project or approve submitted application.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-q.

Resolution authorizing Gladstone Urban Renewal Corporation, a New Jersey Corporation, to commence construction of two single-family attached units consisting of wood-frame two story buildings to be located at 29-31 Dassing Avenue (Block 4003, Lots 30 and 31) and upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating City of Newark or Municipal Council to grant tax abatement to project or approve submitted application.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

7-R-r.

Resolution authorizing Northeast Urban Renewal Corporation, a New Jersey Corporation, to commence construction of a 2½ story, masonry and brick building containing 2 condominium units with on-site parking, to be located at 610 North 3rd Street, (Block 600, Lot 2) upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating City of Newark or Municipal Council to grant tax abatement to project or approve submitted application.
(Copy of resolution and correspondence submitted to each Member of the Council)

There was a lengthy discussion held by the Members of the Municipal Council.

Councilman Tucker, through the Chair, directed the City Clerk to set up a future Tax Abatement Committee meeting to discuss the establishment of a policy for granting tax abatements for 2½ family condominium dwellings.

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

7-R-s.

Resolution authorizing Corporation Counsel to enter into Stipulation of Settlement in matter of Superior Electrical Urban Renewal and Development Corporation v. City of Newark; further, authorizing Tax Collector to correct records providing for credit of \$43,258.85 against annual service charge paid from November 16, 1977 (the date of commencement of an urban renewal project) on property located at 100-108 Branford Place, Block 78, Lot 75. (Instituted action in Superior Court, Law Division, Essex County)
(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-t.

Resolution authorizing Director of Division of Water Accounting and Customer Service to credit accounting numbers 13-657-2600 and 13-657-3450-00, in sum of \$2,700. in full satisfaction of refund due Sande Wische for liens paid on properties 42-92 Passaic Street, Block 568, Lot 1. (Instituted lawsuit in Superior Court of New Jersey, Essex County, Law Division, Special Civil Part, to recover \$3,667.61 paid to City in satisfaction of water/sewer lien; outstanding charges were due from prior owner)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-u.

Resolution authorizing Corporation Counsel and Tax Collector to enter into partial "Consent Order to Vacate" with A & A DeBose, Jr., for premises known as 358 Leslie Street, Block 3724, Lot 72; total arrearage sum due City of Newark plus subsequent years' taxes were paid in full on date of redemption.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-v.

Resolution accepting bid of Roberto A. Madan, only bid received, for purchase of City-owned property 360-362 Mulberry Street, Block 889, Lots 26 and 27, for sum of \$10,500.; pursuant to Executive Order No. PM880007, February 17, 1988. (Minimum Offer Approved-\$10,500.; Capital Improvement-\$236,000.) (Second Meeting)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

A motion to adopt the resolution, as amended, was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-w.

Resolution accepting bid of Westside Heights, Inc., only bid received, for purchase of City-owned property 562-572 Central Avenue, Block 1825, Lots 1, 4 and 5, for sum of \$60,000.; pursuant to Executive Order No. PM880008, February 17, 1988. (Minimum Offer Approved-\$54,000.; Capital Improvement-\$1,100,000.) (Second Meeting)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

A motion to adopt the resolution, as amended, was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

✓ 7-R-x.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$569,600., Women's, Infants and Children's Supplemental Food Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

✓ 7-R-y.

Temporary emergency resolution appropriating \$569,600., Women's, Infants and Children's Supplemental Food Program; said emergency funds shall be provided in 1988 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

✓ 7-R-z.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$614,790., Balanced Housing Neighborhood Rehabilitation Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

✓ 7-R-ba.

Temporary emergency resolution appropriating \$614,790., Balanced Housing Neighborhood Program (H.R. Lambert Apts.); said emergency funds shall be provided in 1988 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

✓ 7-R-bb.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$247,900., Childhood Lead Poisoning Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Tucker.

7-R-bc.

Temporary emergency resolution appropriating \$247,900., Childhood Lead Poisoning Program; said emergency funds shall be provided in 1988 Budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Tucker.

7-R-bd.

Resolution designating reserved parking area for handicapped motorists on North 11th Street, east side, beginning 372 feet north of the northerly curblin of 2nd Avenue and extending 25 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Tucker.

7-R-be.

Resolution designating reserved parking area for handicapped motorists on South 17th Street, west side, beginning 100 feet north of the northerly curblin of 14th Avenue and extending 49 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Tucker.

7-R-bf.

Resolution designating reserved parking area for handicapped motorists on Elm Street, south side, beginning 153 feet west of the westerly curblin of McWhorter Street and extending 25 feet westerly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Tucker.

7-R-bg.

Resolution designating reserved parking area for handicapped motorists on Rector Street, south side, beginning 45 feet west of the westerly curblin of Park Place and extending 32 feet westerly therefrom; pursuant to N.J.S.A. 39:4-8; further rescinding Resolution 7-R-cj, February 3, 1988.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Tucker.

7-R-bh.

Resolution deleting one-way designation on Edison Place, eastbound from the revised easterly curbline of Mulberry Street to 250 feet therefrom, for period of 90 days from date of approval; pursuant to N.J.S.A. 39:4-197.3.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bi.

Resolution authorizing Tax Collector to accept insurance check in amount of \$33,941. - 646 South 18th Street and issue check in amount of \$31,990. to New Jersey Housing Mortgage Finance Agency, 3625 Quakerbridge Road, CN 18550, Trenton, New Jersey; the difference between draft amount and cost of renovating fire damaged building (\$1,951.) is to be retained by the City and applied to payment in lieu of taxes.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Corporation Counsel Grant to meet with the Council at their pre-meeting conference April 19, 1988 was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bj.

Resolution authorizing Director of Finance to cancel \$43,606.04 outstanding water/sewer charges, interest and penalties which the City of Newark has foreclosed; pursuant to in-rem foreclosure, as per attached schedule.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bk.

Resolution urging the Governor of the State of New Jersey and the State Legislature to defeat Senate Bill S-553 (requires lowering of both Wanaque Reservoir and Monksville Reservoir by five percent in order to minimize flooding in the area) and take such other steps as may be required to prevent this bill from becoming law thereby assuring a continued flow of potable water to this and other municipalities in the North Jersey District.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bl.

Resolution rescinding Tax Abatement Agreement of Edward J. Haefeli Urban Renewal Developer for failure to submit certified audit reports as required by N.J.S.A. 40:55C-59(d) and the Municipal Ordinance of the City of Newark unless said entity within 30 days following receipt of certified copy of this resolution files the entity's certified auditor's reports for any unreported preceeding, fiscal or calendar years as required by its Financial Agreement authorized by Resolution 7-R-j, February 15, 1984. (414-462 Avenue P)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the resolution to Administration, per request of Law Department was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bm.

Resolution declaring June 2-5, 1988, as "National Tribute to Black Heritage" within the City of Newark and commending the Most Worshipful Prince Hall Grand Lodge of Free and Accepted Masons of the State of New Jersey for sponsoring a parade to commemorate the achievements of Black Americans.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bn.

Resolution saluting the Officers of the Policemen's Benevolent Association of Newark, New Jersey, Local No. 3 for their outstanding contributions to the Newark Police Department.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bo.

Resolution recognizing and commending Narcotic Bureau Detectives Paul A. Lorenc, Peter J. Leone, George Lytwyn, Thomas Sumter, Allan Muscarella, Nathaniel Thompson, James Dupont, Robert Avalone and Daniel Yurow and Newark Police Officers Linda Britt, Jose Valentin, James D. O'Connor and Michael Petrillo of the North District for their exemplary display of courage and valor during an incident which occurred on February 20, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bp.

Resolution recognizing and commending the 13 Officers from the Newark Police Department on the occasion of being selected by the Policemen's Benevolent Association as "Detective/Officer of the Month."

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bq.

Resolution recognizing and commending Richard A. Cross on the occasion of his retirement from Public Service Electric and Gas Company after many years of exemplary service.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

: 7-R-br.

Resolution recognizing and commending Ralph J. Galdieri, M.D., Attending Surgeon of the Department of Pediatric Cardiovascular Surgery at the Children's Hospital of New Jersey, for successfully performing an operation on a child who was born with an Ectopic Heart.

(For action on this resolution, see page 8 in the minutes of this meeting.)

7-R-bs.

Resolution recognizing and commending Joseph V. Cotroneo, M.D., Attending Surgeon of the Department of Pediatric Cardiothoracic and Vascular Surgery at the Children's Hospital of New Jersey, for successfully performing an operation on a child who was born with an Ectopic Heart.

(For action on this resolution, see page 8 in the minutes of this meeting.)

7-R-bt.

Resolution recognizing and commending Joseph J. Amato, M.D., Director of Cardiothoracic Surgery at the Children's Hospital of New Jersey, for successfully performing an operation on a child who was born with an Ectopic Heart.

(For action on this resolution, see pages 7 and 8 in the minutes of this meeting.)

7-R-bu.

Resolution recognizing and commending the Nurses of the Pediatric Cardiac Intensive Care Unit, Nurses of the Pediatric Cardiac Operating Room and the Support Staff at the Children's Hospital of New Jersey, for their outstanding contributions to the Pediatric Cardiac Surgical Unit.

(For action on this resolution, see page 8 in the minutes of this meeting.)

7-R-bv.

Resolution recognizing and commending the meritorious efforts of the Week of the Young Child Committee and designating April 11, through 15, 1988 as "National Week of the Young Child" within the City of Newark.

(For action on this resolution, see page 8 in the minutes of this meeting.)

7-R-bw.

Resolution recognizing and saluting the Reverend Jesse Jackson in his quest to become the first Afro-American to be nominated as the Democratic Candidate for the President of the United States.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bx.

Resolution recognizing and congratulating the Members and Pastor of the Mount Zion Baptist Church on the 110th Anniversary of the founding of that prestigious institution; further, declaring April 7, 1988 as "Mount Zion Baptist Church Day" in the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-by.

Resolution declaring an emergency exists as to an "Ordinance to amend an ordinance imposing a tax on Employer Payrolls in the City of Newark, Ordinance 6-S & F-m, January 4, 1978, as amended by Ordinance 6-S & F-k, January 3, 1979, as amended by Ordinance 6-S & F-b, adopted January 16, 1980, as amended by Ordinance 6-S & F-k, February 17, 1982, as amended by Ordinance 6-S & F-i, March 16, 1983, as amended by Ordinance 6-S & F-bt, December 18, 1985 to impose a rate of one percent (1.0%) effective January 1, 1988", Ordinance 6-Ph, S & F-w, being finally adopted April 6, 1988, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication in accordance with N.J.S.A. 40:69A-181(b)

A motion to table the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bz.
(A.S.)

Resolution recognizing and commending The Whispers on the occasion of their performance at Newark's Symphony Hall on April 3, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-ca.
(A.S.)

Resolution recognizing and commending Walter H. Gimbel, an employee with the Department of General Services, for 25 years of dedicated service to the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-cb.
(A.S.)

Resolution recognizing and commending Rose Kenny, a volunteer with Unified Vailsburg Services Organization, for outstanding contributions to UVSO, as well as to the Newark community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-cc.
(A.S.)

Resolution recognizing and commending Fred Perry, Jr., Senior Vice President of Broad National Bank in Newark, New Jersey, on the occasion of being honored by the Portuguese American Scholarship Foundation, on May 6, 1988, at the Portuguese Pavillion in Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-cd.
(A.S.)

Resolution authorizing transfer of funds from Housing and Community Development Act - Jobs Bill, to various projects; pursuant to Ordinance 6-S & F-d, April 16, 1980. (To close out Emergency Jobs Bill Act for final audit by Department of Housing and Urban Development Office (H.U.D.))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-ce.
(A.S.)

Resolution authorizing Mayor and Business Administrator to file application for a Community Development Block Grant in amount of \$10,017,000. with United States Department of Housing and Urban Development.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-cf.
(A.S.)

Resolution authorizing Adams Urban Renewal Associates, a New Jersey Corporation, to commence construction of a one story (plus mezzanine area) masonry light industrial building of approximately 14,500 square feet on a 20,000 square foot parcel of land to be located at 273-287 Sherman Avenue, (Block 2760, Lot 19) upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating City of Newark or Municipal Council to grant tax abatement to project or approve submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cg.
(A.S.)

Resolution expressing profound sorrow and regret at the passing of representative James Howard, Democratic Congressman from New Jersey's 3rd District.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ch.
(A.S.)

Resolution supporting the Newark Housing Authority's request to commission additional special police officers to provide security on Newark Housing Authority property.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ci.
(A.S.)

Resolution authorizing the City of Newark to purchase one (1) unit of prefabricated modular housing to be located on Irvine Turner Boulevard to serve as a model for future public housing projects.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cj.
(A.S.)

Resolution excluding all vehicles exceeding a maximum height of nine feet six inches (9'6") from Edison Place, from McCarter Highway to Ailing Street and Ailing Street, from Market Street to Edison Place, pursuant to N.J.S.A. 39:4-197.3 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ck.
(A.S.)

Temporary emergency resolution appropriating \$142,500., Department of Engineering, Division of Engineering and Contract Administration, Service by Contract or Agreement; said emergency funds shall be provided for in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cl.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 507, Lot 66 (69 Highland Avenue), Block 538, Lot(s) 37, 38, 39, 43, 44, 45, 78 (71-75½ and 83-87 Highland Avenue), Block 540, Lot 24 (100 Highland Avenue), specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 (N.J.S.A. 40:55-21.1 et. seq.), as amended, pursuant to Executive Order PM870074, December 3, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

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✓ 7-R-cm.
(A.S.)

Resolution expressing profound sorrow and regret at the passing of Mr. James Campbell, father of Eugene Campbell, Superintendent of Schools.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-cn.
(A.S.)

Resolution expressing profound sorrow and regret at the passing of Mrs. Josephine Hazelwood, mother of Judge Harry Hazelwood, Jr.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-co.
(A.S.)

Resolution recognizing and commending the Reverend Ernest Leonard, Pastor of the Victory Temple Word Ministries, Inc., for his contributions towards helping the homeless and needy residents of the City of Newark, New Jersey.

(For action on this resolution, see pages 36 and 37 in the minutes of this meeting.)

MOTIONS.

✓ 7-M-a.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ROBERT JAMES CONKLIN, A RETIRED, DECORATED NEWARK FIREMAN FOR 27 YEARS was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-b.

A MOTION REQUESTING THAT THE DIVISION OF MOTORS REMOVE THE INOPERATIVE AMBULANCE FROM THE PROPERTY HOUSING THE NELLIE GRIER CENTER WHICH IS LOCATED ON THE CORNER OF MAPLE AND HANSBURY AVENUES IN THE CITY OF NEWARK was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-c.

A MOTION REQUESTING THE APPROPRIATE OFFICIALS TO INSPECT THE ELEVATOR AT THE APARTMENT COMPLEX AT 175-195 FIRST STREET (ACADEMY SPIRES) was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-d.

A MOTION REQUESTING THE MAYOR OF NEWARK TO SEND CORRESPONDENCE TO EACH OF THE CITY'S DEPARTMENT AND DIVISION HEADS STRONGLY URGING THEM TO REGISTER TO VOTE THOSE CITIZENS UTILIZING CITY SERVICES PRIOR TO THE MAY 9, 1988 VOTER REGISTRATION DEADLINE was made by Councilman Tucker, seconded by President Martinez and declared by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-e.

A MOTION REQUESTING THE UNITED STATES CONGRESS TO SUPPORT H.R. 5, WHICH REAUTHORIZES THE APPROPRIATION OF CHAPTER 1 FUNDS FOR FY 1989 was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-f.

A MOTION REQUESTING THE DIRECTOR OF DEVELOPMENT TO OVERSEE THE IMMEDIATE DEMOLITION OF THE FOLLOWING PROPERTIES, 643 SOUTH TENTH STREET, 800 SOUTH TENTH STREET AND 95 BRAGAW AVENUE was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-g.

A MOTION CONGRATULATING MS. EVELYN WILLIAMS, MS. IVETTE ALFONSO AND MS. ELEANOR GEORGE ON THEIR RE-ELECTION TO THE NEWARK BOARD OF EDUCATION was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-h.

A MOTION REQUESTING THE DIRECTOR OF DEVELOPMENT TO INITIATE THE NECESSARY ACTION TO HAVE THE FOLLOWING PROPERTIES DEMOLISHED; 97-99 PARKER STREET AND 85-87 DR. MARTIN LUTHER KING, JR. BOULEVARD was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-i.

A MOTION REQUESTING THE ADMINISTRATION TO SUBMIT STATUS REPORT ON THE 13TH AVENUE PRESBYTERIAN CHURCH, ALSO KNOWN AS THE WICKLIFFE PRESBYTERIAN CHURCH, LOCATED AT 111-113 13TH AVENUE (BLOCK 208, LOT 23) was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-j.

A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED A RESOLUTION IN THE NEAR FUTURE DESIGNATING THE SITE OF THE NEW EDIFICE FOR THE METROPOLITAN BAPTIST CHURCH AS "METROPOLITAN PLAZA" was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-k.

A MOTION REQUESTING THAT MORE READABLE NAME PLATES BE AFFIXED TO THE MAYORAL PORTRAITS LOCATED IN THE MUNICIPAL COUNCIL CHAMBERS was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received March 24, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor,' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Clinic Attendant, Bilingual in Spanish and English in the Department of Health and Human Services)"

(Clinic Attendant,

Bilingual in Spanish

and English (35 Hours)

(1)

\$11,981.07 - \$14,246.01)

(Creating title of Clinic Attendant, Bilingual in Spanish and English in Department of Health and Human Services. Represented by Newark Council No. 21, Civil Service Association. Title replaces one of existing Clinic Attendants.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received March 24, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development' (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Coordinator, Administrative Services and abolishing the title of Chief Clerk in the Department of Development)"

(Coordinator,

Administrative Services

(35 Hours)

(1) 2/29/88

\$29,685.18 - \$35,749.13)

(Creating title of Coordinator, Administrative Services and abolishing title Chief Clerk in Department of Development. Represented by Newark Council No. 21, Civil Service Association. Fiscal Impact \$1,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received March 24, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Law and establishing salaries therefor,' (6-S & F-g) adopted May 4, 1977 as amended and supplemented (To create the titles of Administrative Clerk and Supervising Account Clerk, Typing in the Department of Law)"

(Administrative Clerk

(35 Hours)

(1)

1/1/88

\$19,113.73 - \$22,514.60

Supervising Account

Clerk, Typing

(35 Hours)

(1)

1/1/88

15,557.75 - 18,272.57)

(Creating two titles and abolishing one in Department of Law. Other title is employees permanent title necessary for longevity. Represented by Newark Council No. 21, Civil Service Association. Changes are included in 1988 Budget)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received March 24, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 as amended and supplemented (To create the title of Police Communication Clerk, Bilingual in Spanish and English, Part-Time in the Department of Police)"

(Police Communication

Clerk, Bilingual in

Spanish and English

Part-time

\$7.00 per hour)

(Creating Police Communication Clerk, Bilingual in Spanish and English,

Part-Time in Police Department. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received March 24, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police and establishing salaries therefor,' (6-S & F-y) adopted November 22, 1966 as amended and supplemented (To create the title of Police Communication Clerk, Bilingual in Spanish and English in the Department of Police)."

(Police Communication Clerk,

Bilingual in Spanish and

English (40 Hours)

1/1/87

\$15,879.37 - \$18,940.14)

(Creating title of Police Communication Clerk, Bilingual in Spanish

and English in Police Department. Represented by Police Employee's Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received March 24, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1987 as amended and supplemented (To create the title of Senior Program Analyst in the Department of Engineering)"

(Senior Program Analyst

(35 Hours)

(2)

\$21,356.42 - \$25,642.76)

(Title change in Department of Engineering due to New Jersey Department of Personnel reclassification. Two other employees remain in said title.

Represented by Newark Council #21, Civil Service Association. Will be a cost saving to City since salary is lower for this title.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received March 24, 1988, enclosing proposed "Ordinance amending and supplementing Title 16:9-48, Garbage and Refuse Collection Disposal of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To require recycling of recyclable materials within any development for the construction of 50 or more units of single-family residential housing or 25 or more units of multi-family residential housing and any commercial or industrial development proposal for the utilization of 1,000 square feet or more of land)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading; further, directing the City Clerk to invite Business Administrator Monteilh, Director of Engineering Zach to meet with the Council at its April 19, 1988 pre-meeting conference was made by Councilwoman Villani, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received March 25, 1988, enclosing proposed "Ordinance to amend and supplement Title 8, Business and Occupations; Building Contractors (New) Chapter 21, Section 5(a), Issuance of License; Term; Contents; Hearing Process, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by Councilman Harris, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-i.

The City Clerk presented Communication from Business Administrator Monteilh, received March 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor,' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Supervising Program Analyst and to abolish the title of Principal Program Analyst in the Department of Human Services)."

(Supervising Program

Analyst (35 Hours) (1) \$24,491.69 - \$29,452.93)

(Creating title Supervising Program Analyst and abolishing Principal Program Analyst in compliance with New Jersey Department of Personnel's Title Standardization Program. Represented by Newark Council #21, Civil Service Association. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-j.

The City Clerk presented Communication from Business Administrator Monteilh, received March 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Parking Enforcement Officer and to abolish the title of Parking Violations Officer in the Department of Police)."

(Parking Enforcement

Officer (35 Hours)

(4).

\$14,533.23 - \$17,052.62)

(Creating title of Parking Enforcement Officer and abolishing Parking Violations Officer in compliance with New Jersey Department of Personnel's Title Standardization Program. Represented by Newark Council #21, Civil Service Association. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-k.

The City Clerk presented Communication from Business Administrator Monteilh, received March 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977 as amended supplemented (To abolish the title of Principal Program Analyst in the Department of Finance)."

(Abolishing title of Principal Program Analyst in Department of Finance which has not been approved by New Jersey Department of Personnel.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-l.

The City Clerk presented Communication from Business Administrator Monteilh, received March 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development' (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To abolish the title of Principal Program Analyst in the Department of Development)."

(Abolishing title of Principal Program Analyst in Department of Development which has not been approved by New Jersey Department of Personnel.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-m.

The City Clerk presented Communication from Business Administrator Monteilh, received March 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development' (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Laborer, Demolition and Board-Up and abolish the titles of Board-Up Worker and Demolition Wrecker in the Department of Development)."

(Laborer, Demolition	(1)	5/2/88	\$16,162.60 - \$18,958.72
and Board-Up (40 Hours)		1/1/89	17,213.17 - 20,191.04)

(Creating title of Laborer, Demolition and Board-Up Wrecker and abolishing titles of Board-Up Worker and Demolition Wrecker due to reclassification by New Jersey Department of Personnel. Represented by Local 6, International Federation of Health Professionals. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-n.

The City Clerk presented Communication from Business Administrator Monteilh, received March 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor,' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Director of Social Work Services and to abolish the title of Manager, Division of Social Services in the Department of Health and Human Services)."

(Director of Social	(1)	\$41,207.73 - \$50,088.04)
Work Services		

(Creating title of Director of Social Work Services and abolishing Manager, Division of Social Services in compliance with New Jersey Department of Personnel Title Standardization Program. Not represented by any bargaining unit. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-o.

The City Clerk presented Communication from Business Administrator Monteilh, received March 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986 as amended (To create certain position titles in the Department of Land Use Control)."

(Creating seven titles and abolishing four in Department of Land Use Control to properly classify four titles in City Planning and three in Housing Community Development Act. Represented by Newark Council #21, Civil Service Association. Positions are funded through Housing Community Development Act.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-p.

The City Clerk presented Communication from Business Administrator Monteilh, received March 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the title of Community Relations Specialist, Bilingual in Portuguese and English and to abolish the title of Community Service Aide in the Department of Fire)."

(Community Relations Specialist,

Bilingual in Portuguese and

English (35 Hours) (1) \$19,649.73 - \$23,566.04)

(Creating title of Community Relations Specialist, Bilingual in Portuguese and English and abolishing Community Service Aide due to reclassification by New Jersey Department of Personnel. Represented by Newark Council #21, Civil Service Association. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-q.

The City Clerk presented Communication from Business Administrator Monteilh, received March 25, 1988, enclosing proposed "Ordinance amending Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by deleting therefrom a reserved parking space on South 17th Street."

(Deleting: South 17th Street, west side, beginning 123 feet north of the northerly curblin of 14th Avenue and extending 20 feet northerly therefrom.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-r.

The City Clerk presented Communication from Business Administrator Monteilh, received March 28, 1988, enclosing proposed "Ordinance of the City of Newark conveying to the Newark Redevelopment and Housing Authority property at 129-133 Howard Street Block 2499, Lots 15 and 17, for the nominal fee of one dollar (\$1.00); pursuant to N.J.S.A. 40A:12-13(b)(1)"

(Property not needed for public purposes)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-s.

The City Clerk presented Communication from Business Administrator Monteilh, received March 28, 1988, enclosing proposed "Ordinance granting an easement to State of New Jersey, Department of Transportation for 121 Avenue I, Block 5042, Lot 768, for nominal consideration of one dollar (\$1.00); pursuant to N.J.S.A. 40A:12-13(b)(1)."

(Not needed for public purposes)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-t.

The City Clerk presented Communication from Business Administrator Monteilh, received March 28, 1988, enclosing proposed "Ordinance amending Ordinance 6-S & F-h adopted September 16, 1987 entitled, 'An ordinance authorizing the cancellation of taxes, interest and penalties accruing after the effective date of the tax abatement agreement for the premises located at 189-195 Frelinghuysen Avenue, Newark, New Jersey' (To correct the street address)."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-u.

The City Clerk presented Proposed "Ordinance repealing Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing, Generally, Section 3.1, Parking Prohibited at Any Time for Trucks, Truck Cabs, Truck Trailers and Buses Exceeding 4 Tons in Weight or Capacity of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading; further, directing the City Clerk to invite Corporation Counsel Grant and Police Director Greenleaf to meet with the Municipal Council at its April 19, 1988 pre-meeting conference was made by Councilman Carrino, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-v.

The City Clerk presented Proposed "Ordinance amending Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing, Generally, Section 3.2, Parking Prohibited Between 11:00 P.M. and 5:00 A.M. for Commercial Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by deleting paragraph (b)(2))"

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading; further, directing the City Clerk to invite Corporation Counsel Grant and Police Director Greenleaf to meet with the Municipal Council at its April 19, 1988 pre-meeting conference was made by Councilman Carrino, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-w.

(A.S.)

The City Clerk presented Proposed "Ordinance supplementing Title 11AA, 'Fire Prevention Code', of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, Governing the Sale, Display and Discharge of Fireworks within the City of Newark."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1988 Agenda of the Municipal Council for first reading; further, directing City Clerk to invite Corporation Counsel Grant and Fire Director Coleman to meet with the Municipal Council at its April 19, 1988 pre-meeting conference was made by President Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-x.
(A.S.)

The City Clerk read presented Communication from Business Administrator Monteilh, received April 6, 1988, enclosing proposed "Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 538, Lot(s) 37, 38, 39, 78, 43, 44 and 45, City Tax Block 540, Lot 24 (71-75½, 83-87 and 100 Highland Avenue)."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-x (A.S.) on pages 11 and 12 in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the titles of Deputy Municipal Emergency Management Coordinator and Line Worker Helper, Fire in the Department of Fire)."

(Deputy Municipal Emergency Management Coordinator (1) 1/1/88 \$35,320.90 - \$42,932.89

Line Worker Helper 1/1/88 14,781.90 - 17,349.37)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. One title in Management Class and other represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

9-b.

Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey' (6-S & F-bf) adopted November 22, 1966. (To create the titles of Line Worker and Supervising Line Worker and to abolish the titles of Lineman and Lineman, Foreman in the Department of Fire)."

(Line Worker (11) 1/1/88 \$25,500.00 - \$31,728.32

Supervising Line Worker (2) 1/1/88 \$29,913.94 - \$31,054.46 - \$32,189.02)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. Represented by Firemen's Mutual Benevolent Association Local No. 4 and I.A.F.F. - Professional Fire Officers Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from February 8, 1988 to March 25, 1988:

BINGO LICENSESLICENSEELICENSE NUMBER

St. Bridget's Church
 St. Rose of Lima Church
 Parent Association of St. Benedict
 St. Benedict Booster Club
 St. Benedict's Church

9792 (Amended)
 9818 (Amended)
 9895
 9896
 9897

RAFFLE LICENSESLICENSEELICENSE NUMBER

Babyland Nursery, Inc.
 Black Youth Organization
 St. Martin DePorres Education Association
 St. Benedict's Prep. School
 St. Lucy's Roman Catholic Church

9865 (Amended)
 9893
 9894
 9898
 9899

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

ADJOURNMENT.

12-a.

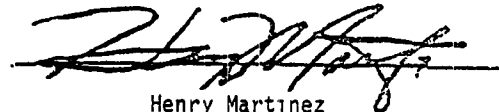
A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

This meeting adjourned at 3:22 P.M.

APPROVED:


Robert P. Marasco
 City Clerk



Henry Martinez
 President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 11:08 A.M. for the purpose of holding a public hearing on the 1987 Budget of the City of Newark and to consider any other related actions deemed necessary.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Carrino, Grant, Harris, Payne, Rice, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Branch, Tucker, Villani.

(Councilman Tucker arrived 11:10 A.M.)

(Councilwoman Villani arrived 11:45 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal and by posting on the designated bulletin board in the basement of City Hall."

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

(Councilman Tucker arrived 11:10 A.M.)

6-Ph, S & F-a. (S)

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to increase the 1988 Budget cap amount to 5% pursuant to P.L. 1986, C.203.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et. seq., as amended by L. 1983, C. 49, provided that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 5% or the index rate, whichever is less, over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, L. 1986, C. 203 amended the Local Government Cap Law, to provide that a municipality may, in any year in which the index rate is less than 5%, increase its final appropriations by a percentage rate greater than the index rate but not to exceed the 5% rate as defined in the amendatory law, when authorized by ordinance; and

WHEREAS, the index rate for 1988 has been certified by the Director of the Division of Local Government Services in the Department of Community Affairs as 4.5%; and

APRIL 12, 1988

April 12, 1988

WHEREAS, the Municipal Council of the City of Newark finds it advisable and necessary to increase its 1988 budget by more than 4.5% agreed to be over the previous years's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Municipal Council of the city of Newark hereby determines that a 5% increase in the budget for said year, amounting to \$783,649.68 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary.

NOW, THEREFORE, BE IT ORDAINED, BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, a majority of the full authorized membership of this governing body affirmatively concurring, that:

1. The 1988 budget year, the final appropriations of the City of Newark shall, in accordance with this ordinance and L. 1986, C. 203, be increased by 5%, amounting to \$164,566,433.02, and that the 1988 municipal budget for the City of Newark be approved and adopted in accordance with this ordinance.

2. This ordinance shall take effect upon final passage and publication in accordance with law.

3. A certified copy of this ordinance as introduced shall be filed by the City Clerk with the Director of the Division of Local Government Services within five (5) days from March 15, 1988.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Villani.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

RESOLUTIONS.

7-R-a. (S)

Resolution providing for the reading of the Budget for the Tax Year 1988 by its title.

City Clerk Marasco read the following resolution:

WHEREAS, N.J.S.A. 40A:4-8 provides that the Budget as advertised shall be read in full at the public hearing, or that it may be read by title only if:

1. At least one week prior to the date of the hearing a complete copy of the approved Budget, as advertised:

(A) shall be posted in a public place where public notices are customarily posted in the principal public building, and

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- (B) copies are made available to each person requesting same during said week and during the public hearing.

NOW, THEREFORE, BE IT RESOLVED, by the Governing body of the City of Newark, that it is hereby declared that the conditions of N.J.S.A. 40A:4-8, 1(a) and 1(b), have been met and therefore the Budget for 1988 shall be read by title only.

The City Clerk: The Local Municipal Budget of the City of Newark for the Year 1988 was approved by the Municipal Council on the 15th day of March, 1988. The Director of Local Government Services has not yet completed its review. The Budget was advertised in accordance with law in the Newark Star Ledger issue of March 29, 1988. In the advertisement, 11:00 A.M., or as soon thereafter as the Council can convene, on the 12th day of April, 1988, in the Council Chamber of the Newark City Hall, was established as the hearing date. This being the date, time and place it is respectfully requested that the President declare open the hearing on the 1988 Approved Budget.

President Martinez: The public hearing on the 1988 Budget of the City of Newark is declared open.

President Martinez called for those desiring to be heard on the 1988 Budget to approach the rail, give their name and address and be heard.

MR. BRENDAN O'FLAHERTY, 23 REYNOLDS PLACE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to Tax Abatements for Gateway. The speaker questioned whether any recommendations have been forwarded to the Council from Administration.

President Martinez directed the City Clerk to invite Business Administrator Monteilh to meet with the Council at its special conference, scheduled for today, after the conclusion of this meeting to respond to question posed by the speaker.

MR. FRANK ARCOLEO, 132 HELLER PARKWAY, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to lowering the City's tax rate. The speaker indicated he was against the increase of the payroll tax.

A lengthy discussion was held by the Members of the Municipal Council.

(Councilwoman Villani arrived 11:45 A.M.)

President Martinez stated this is the Budget submitted by the Mayor. The Council prior to final adoption of the budget would review amendments as submitted by Administration as well as any amendments deemed necessary by the Governing Body.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

April 12, 1988

The meeting adjourned at 12:28 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:15 P. M.

The audience arose for the National Anthem.

The invocation was offered by Reverend John Tracy, St. James Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Oliver Cato, Intergovernmental Liaison Officer Joseph Bradley, Legislative Research Officers John Nulty, Elmer Herrmann and Tom Jones, Public Relations Consultants Edna Bailey and Carol Patterson, Lieutenant Detective James Reed and Detective James Miller, Jr., Sergeant-at-Arms.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

/4-a.

The City Clerk presented **Copy of Minutes of Meeting of Board of Trustees of the Newark Public Library, held February 24, 1988.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/4-b.

The City Clerk presented **Copy of Minutes of Executive Session of Meeting of Board of Trustees of the Newark Public Library, held February 24, 1988.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/4-c.

The City Clerk presented **Copy of Minutes of Special Meeting of Board of Trustees of the Newark Public Library, held February 29, 1988.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓4-d.

The City Clerk presented **Copy of Minutes of Executive Session of Special Meeting of Board of Trustees of the Newark Public Library, held February 29, 1988.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

4-e.

The City Clerk presented Copy of Minutes of Meetings of Alcoholic Beverage Control, held February 8, 1988, February 29, 1988, March 7, 1988, March 14, 1988, and March 21, 1988.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to consider at this time Resolution 7-R-br, adopted March 2, 1988, 7-R-bu, 7-R-bx, 7-R-cd, and 7-R-ce was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Resolution recognizing and commending Pastor Dave McLucas, a teacher at Bethel Christian Academy, for his unselfish act of bravery while apprehending a suspect who had robbed a woman of her purse. (7-R-br, March 2, 1988)

Councilman Carrino, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Pastor McLucas.

Pastor Dave McLucas expressed his appreciation to the Members of the Municipal Council for this commendation.

/ 7-R-bu.

Resolution recognizing and commending Ms. Helen Dawkins Lang for her invaluable contributions to Newark's Public School children and congratulating her on her selection as "1988 Social Worker of the Year" by the Newark Board of Education, Division of Child Guidance.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Councilman Tucker, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Ms. Helen Dawkins Lang.

Ms. Lang thanked the Members of the Municipal Council for this honor and expressed her appreciation to them.

/ 7-R-bx.

Resolution recognizing and commending the Science High School Debate Team for capturing its 6th consecutive State Championship Title on February 26, 1988.

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Councilman Harris, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to the Science High School Debate Team.

Mr. Brent Ferrand, the debate team coach, on behalf of the debate team, thanked the Members of the Municipal Council for honoring them in this manner.

/ 7-R-cd.

Resolution recognizing and commending Mr. Herb Stoney, Coach of the West Side High School Indoor Track Team, on his selection as the 1987-1988 Boy's Indoor Track Coach of the Year by the Star Ledger.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Rice.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Herb Stoney.

Mr. Stoney expressed his appreciation to the Members of the Municipal Council for this presentation.

Councilman Rice, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to Assistant Coaches Tyrone Johnson and Deidre Wilson Minott.

Mr. Johnson and Mrs. Wilson Minott, on behalf of the members of the track team, thanked the Members of the Municipal Council for this commendation.

7-R-ce.

Resolution recognizing and commending the West Side High School 1987-1988 Indoor track Team for its outstanding athletic achievements.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Rice.

Councilman Payne, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to the Members of the West Side High School Indoor Track Team.

A motion to consider Motion 7-M-a at this time was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Rice.

7-M-a.

A MOTION RESCHEDULING THE REGULARLY SCHEDULED MEETING OF MAY 4, 1988 TO MAY 3, 1988 AT 1:00 P. M., THE SAME DATE AS THE PRE-MEETING CONFERENCE was made by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Rice.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read **An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.**

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)

(Business Administrator Monteilh met with the Council February 2, 1988)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-b.

The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.**

(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-c.

The City Clerk read **An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of North Munn and Tremont Avenues.**

(Intersection: North Munn and Tremont Avenues)

Right Turn on Red Prohibition: All Right Turns)

(Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-d.

The City Clerk read **An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersections of Stockton Street and Delancy Street.**

(Intersection: Stockton Street and Delancy Street.)

Right Turn on Red Prohibition: North on Stockton Street to east on Delancy Street.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-e.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Clinic Attendant, Bilingual in Spanish and English in the Department of Health and Human Services).

(Clinic Attendant,

Bilingual in Spanish

and English (35 Hours) (1) \$11,981.07 - \$14,246.01)

(Creating title of Clinic Attendant, Bilingual in Spanish and English in Department of Health and Human Services. Represented by Newark Council No. 21, Civil Service Association. Title replaces one of existing Clinic Attendants.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-f.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Coordinator, Administrative Services and abolishing the title of Chief Clerk in the Department of Development)

(Coordinator,

Administrative Services

(35 Hours)

(1) 2/29/88 \$29,685.18 - \$35,749.13)

(Creating title of Coordinator, Administrative Services and abolishing title Chief Clerk in Department of Development. Represented by Newark Council No. 21, Civil Service Association. Fiscal Impact \$1,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-g.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977 as amended and supplemented (To create the titles of Administrative Clerk and Supervising Account Clerk, Typing in the Department of Law)

(Administrative Clerk

(35 Hours)

(1) 1/1/88

\$19,113.73 - \$22,514.60

Supervising Account

Clerk, Typing

(35 Hours)

(1) 1/1/88

15,557.75 - 18,272.57)

(Creating two titles and abolishing one in Department of Law. Other title is employees permanent title necessary for longevity. Represented by Newark Council No. 21, Civil Service Association. Changes are included in 1988 Budget)

(Copy of ordinance and correspondence submitted to each Member of the Council)

965

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-h.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 as amended and supplemented (To create the title of Police Communication Clerk, Bilingual in Spanish and English, Part-Time in the Department of Police)

(Police Communication Clerk, Bilingual in Spanish and English

Part-time \$7.00 per hour)

(Creating Police Communication Clerk, Bilingual in Spanish and English, Part-Time in Police Department. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-i.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police and establishing salaries therefor," (6-S & F-y) adopted November 22, 1966 as amended and supplemented (To create the title of Police Communication Clerk, Bilingual in Spanish and English in the Department of Police).

(Police Communication Clerk, Bilingual in Spanish and

English (40 Hours) 1/1/87 \$15,879.37 - \$18,940.14)

(Creating title of Police Communication Clerk, Bilingual in Spanish and English in Police Department. Represented by Police Employees Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

April 20, 1988

6-F-j.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1987 as amended and supplemented (To create the title of Senior Program Analyst in the Department of Engineering)

(Senior Program Analyst

(35 Hours)

(2)

\$21,356.42 - \$25,642.76)

(Title change in Department of Engineering due to New Jersey Department of Personnel reclassification. Two other employees remain in said title.

Represented by Newark Council #21, Civil Service Association. Will be a cost saving to City since salary is lower for this title.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-k.

The City Clerk read An ordinance amending and supplementing Title 16:9-48, Garbage and Refuse Collection Disposal of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To require recycling of recyclable materials within any development for the construction of 50 or more units of single-family residential housing or 25 or more units of multi-family residential housing and any commercial or industrial development proposal for the utilization of 1,000 square feet or more of land).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Monteilh and Director of Engineering Zach met with the Council April 19, 1988)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-l.

The City Clerk read An ordinance to amend and supplement Title 8, Business and Occupations; Building Contractors (New) Chapter 21, Section 5(a), Issuance of License; Term; Contents; Hearing Process, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-m.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Supervising Program Analyst and to abolish the title of Principal Program Analyst in the Department of Human Services).

(Supervising Program

Analyst (35 Hours) (1) \$24,491.69 - \$29,452.93)

(Creating title Supervising Program Analyst and abolishing Principal Program Analyst in compliance with New Jersey Department of Personnel's Title Standardization Program. Represented by Newark Council #21, Civil Service Association. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-n.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Parking Enforcement Officer and to abolish the title of Parking Violations Officer in the Department of Police).

(Parking Enforcement

Officer (35 Hours) (4) \$14,533.23 - \$17,052.62)

(Creating title of Parking Enforcement Officer and abolishing Parking Violations Officer in compliance with New Jersey Department of Personnel's Title Standardization Program. Represented by Newark Council #21, Civil Service Association. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-o.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977 as amended supplemented (To abolish the title of Principal Program Analyst in the Department of Finance). (Abolishing title of Principal Program Analyst in Department of Finance which has not been approved by New Jersey Department of Personnel.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-p.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To abolish the title of Principal Program Analyst in the Department of Development).

(Abolishing title of Principal Program Analyst in Department of Development which has not been approved by New Jersey Department of Personnel.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-q.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Laborer, Demolition and Board-Up and abolish the titles of Board-Up Worker and Demolition Wrecker in the Department of Development).

(Laborer, Demolition (1) 5/2/88 \$16,162.60 - \$18,958.72
and Board-Up (40 Hours) 1/1/89 17,213.17 - 20,191.04)

(Creating title of Laborer, Demolition and Board-Up Wrecker and abolishing titles of Board-Up Worker and Demolition Wrecker due to reclassification by New Jersey Department of Personnel. Represented by Local 6, International Federation of Health Professionals. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-r.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Director of Social Work Services and to abolish the title of Manager, Division of Social Services in the Department of Health and Human Services).

(Director of Social Work Services (1) \$41,207.73 - \$50,088.04)

(Creating title of Director of Social Work Services and abolishing Manager, Division of Social Services in compliance with New Jersey Department of Personnel Title Standardization Program. Not represented by any bargaining unit. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

/ 6-F-s.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To create certain position titles in the Department of Land Use Control).

(Creating seven titles and abolishing four in Department of Land Use Control to properly classify four titles in City Planning and three in Housing Community Development Act. Represented by Newark Council #21, Civil Service Association. Positions are funded through Housing Community Development Act.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

/ 6-F-t.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the title of Community Relations Specialist, Bilingual in Portuguese and English and to abolish the title of Community Service Aide in the Department of Fire).

(Community Relations Specialist,

Bilingual in Portuguese and

English (35 Hours)

(1)

\$19,649.73 - \$23,566.04)

(Creating title of Community Relations Specialist, Bilingual in Portuguese and English and abolishing Community Service Aide due to reclassification by New Jersey Department of Personnel. Represented by Newark Council #21, Civil Service Association. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

✓ 6-F-u.

The City Clerk read An ordinance amending Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by deleting therefrom a reserved parking space on South 17th Street.

(Deleting: South 17th Street, west side, beginning 123 feet north of the northerly curblin of 14th Avenue and extending 20 feet northerly therefrom.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-v.

The City Clerk read **An ordinance of the City of Newark conveying to the Newark Redevelopment and Housing Authority property at 129-133 Howard Street Block 2499, Lots 15 and 17, for the nominal fee of one dollar (\$1.00); pursuant to N.J.S.A. 40A:12-13(b)(1)**

(Property not needed for public purposes)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-w.

The City Clerk read **An ordinance granting an easement to State of New Jersey, Department of Transportation for 121 Avenue I, Block 5042, Lot 76B, for nominal consideration of one dollar (\$1.00); pursuant to N.J.S.A. 40A:12-13(b)(1).**

(Not needed for public purposes)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-x.

The City Clerk read **An ordinance amending Ordinance 6-S & F-h adopted September 16, 1987 entitled, "An ordinance authorizing the cancellation of taxes, interest and penalties accruing after the effective date of the tax abatement agreement for the premises located at 189-195 Frelinghuysen Avenue, Newark, New Jersey" (To correct the street address).**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

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6-F-y.

The City Clerk read An ordinance repealing Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing, Generally, Section 3.1, Parking Prohibited at Any Time for Trucks, Truck Cabs, Truck Trailers and Buses Exceeding 4 Tons in Weight or Capacity of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Corporation Counsel Grant met with the Council April 19, 1988)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-z.

The City Clerk read An ordinance amending Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing, Generally, Section 3.2, Parking Prohibited Between 11:00 P. M. and 5:00 A. M. for Commercial Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by deleting paragraph (b)(2)).

(Corporation Counsel Grant met with the Council April 19, 1988)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

6-F-ba.

The City Clerk read An ordinance supplementing Title 11AA, "Fire Prevention Code", of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, Governing the Sale, Display and Discharge of Fireworks within the City of Newark.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by inserting the Municipal Council must pass a resolution authorizing the issuance of a permit (Fireworks) was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the ordinance, as amended, on first reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance, as amended, is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance, as amended, and give public notice of its introduction and passage on first reading as provided by law. This ordinance, as amended, will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

A motion to consider Item 8-j at this time, on Ordinances on First Reading, was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-bb.
(A.S.)

The City Clerk read An ordinance granting approval for Air Rights to the Grant USA Tower Newark Corporation to construct and maintain at its own expense a pedestrian bridge over Lafayette Street from the northerly wall of the "Grant USA I Tower" to the southerly wall of the "Newark Renaissance Mall."

(Copy of ordinance and correspondnece submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

A motion to consider Item 8-l (A.S.) at this time, on Ordinances on First Reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-bc.
(A.S.)

The City Clerk read An ordinance amending Ordinance 6-S & F-o adopted June 24, 1987, the lease agreement between the City of Newark, Lessor and the Newark Performing Arts Corporation, Lessee (by amending Section 9, ratifying the period June 3, 1987 to date of adoption of ordinance.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on May 3, 1988.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:4.1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on 11th, 12th, and 13th Streets.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

11th Street
From Park Avenue to 4th Avenue.

12th Street
From Park Avenue to 4th Avenue.

13th Street
From Park Avenue to 4th Avenue.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage; further, directing the City Clerk to correspond with Director of Engineering Zach requesting that proper signs be installed as soon as possible after effective date; further, requesting this ordinance be strictly enforced was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:12-1, Midblock Crosswalks, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by designating midblock crosswalks on Raymond Plaza West.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 23:12-1, Midblock Crosswalks, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended by adding thereto the following.

On Raymond Plaza West; along the westerly curblin, 126 feet south of the southerly curblin of Raymond Boulevard, thence across Raymond Plaza West.

On Raymond Plaza West; along the westerly curblin, 196 feet north of the northerly curblin of Market Street, thence across Raymond Plaza West.

On Raymond Plaza West; along the westerly curbline, 300 feet north of the northerly curbline of Market Street, thence across Raymond Plaza West.

SECTION 2. That the crosswalks shall be marked and signed in accordance with the Manual of Uniform Traffic Control Devices for Streets and Highways adopted by the State of New Jersey, and be 12 feet wide.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

SECTION 4. That a copy of this ordinance be forward to the Commissioner of Transportation for approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 2, Administration, Chapter 2 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented. (By changing the "Committee on the Status of Women" to "Commission on the Status of Women" and further formalizing the parameters of the Commission.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the City of Newark recognizes the significance of Women in our society, and their changing and developing role; and

WHEREAS, by Ordinance 6S&FA (S-1) adopted July 16, 1986 the Municipal Council reestablished the committee on the status of Women; and

WHEREAS, the City recognizes the need to formalize the parameters of the Committee and to upgrade the committee to a commission and more specifically define the responsibilities and objectives of the committee.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT

Section 1. Title 2, Administration, Chapter 2 of the Revised Ordinance of the City of Newark, 1966 is amended and supplemented by adding a new section to read:

Commission on the Status of Women:

The Commission on the Status of Women (hereinafter called the "Commission") is hereby established. The Commission shall report to the Mayor.

General Purpose:

The Commission shall pursue the general purpose of improving the status of Women in Newark through coordinating, networking, advocacy, policy recommendations and other methods deemed necessary and appropriate.

Membership of commission; appointment; terms:

- (a) The Commission shall consist of 21 members, nine (9) members to be appointed by the Municipal Council and twelve (12) by the Mayor. A majority of the Commission shall be women.
- (b) The initial appointments by the Municipal Council shall be as follows:

Three (3) appointments shall be for a term of three (3) year, three (3) for a term of two (2) years and three (3) for a term of one (1) year.

- (c) The initial appointments by the Mayor shall be as follows:

Four (4) shall be for a term of three (3) years, four (4) for a term of two (2) years and four (4) for a term of one (1) year.

- (d) All subsequent appointments shall be for a term of three (3) years for the unexpired term.

Officers of the Commission

There shall be a chairperson initially appointed by the Mayor for a term of two (2) years. The remaining officers vice-chairperson, secretary and treasurer, shall be selected by the Commission.

Commission Meetings

The Commission shall meet at least four
(4) times per year.

Section 2. This Ordinance shall take effect upon final passage and publication according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 7A:2-3(2) Electrical Subcode, subsection (A) Scope of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, revising the fee schedule.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 7A:2-3 (2) Electrical Subcode subsection (A) Scope of the Revised Ordinances of the City of Newark, New Jersey, 1966, be and hereby is amended to read as follows:

(2) ELECTRICAL SUBCODE:

(A) SCOPE.

This subcode covers the electrical conductors and equipment installed within or on public and private buildings and other premises including yards, carnivals, and parking lots, bazaars and industrial substations; also the conductors and equipment that connect the installations to a supply of electricity and other outside conductors adjacent to the premises. This code shall apply to all electrical wiring and equipment installed, used, maintained, rented, leased, or distributed for use in the City of Newark, except that electrical work or construction which is listed below:

- (a) Any work with a potential of less than 10 volts.
- (b) Minor repair work, such as replacement of lamps, fuses, sockets, receptacles, snap switches, and ballasts.
- (c) The connection of portable electrical appliances to suitable permanently installed receptacles.
- (d) The repair or replacement in kind of fractional h.p. motors and controls, provided no changes are made in electrical circuit wiring or overcurrent protection.
- (e) Electrical work on ships, railway cars, or automotive equipment.

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Fee Schedule:

Meters not in service:

Meters out of service or disconnected for a period of 3 months or more shall be placed in service with the consent of the electrical subcode official following and on-premises inspection and upon payment of a \$15.00 fee for the issuance of such permit.

Minimum Fee:

The minimum fee for any one application shall be \$20.00.

Fees for a permit for work already started or completed without a permit:

When a permit is applied for, for an electrical installation already started or completed for which no prior application for a permit has been made, the fee for such permit shall be $1\frac{1}{2}$ times the normal fee schedule, and approved further that the minimum fee for such application shall be \$50.00.

Services:

Including service entrance conductors, disconnect, and over-current devices on supply panel, supply transformers, vaults, mats, pads, and service ground, rated according to ampacity of service entrance conductors.

Service

Amp	1 Phase	3 Phase	Over 480 Volts
0 to 300	\$20.00	\$30.00	\$70.00
301 to 800	\$25.00	\$40.00	\$70.00
801 to 1200	\$30.00	\$50.00	\$90.00
over 1200	\$35.00	\$60.00	\$90.00

The above rate is with one (1) meter, additional meters.....\$2.00 each

Reinspection for reintroduction of service equipment previously approved.....\$20.00

Temporary service application.....\$20.00

Feeders & Panels

Amp	1 Phase	3 Phase	Over 480 Volts
0 to 150	\$4.00	\$7.00	\$30.00
151 to 400	\$6.00	\$9.00	\$35.00
401 to 800	\$8.00	\$11.00	\$55.00
over 800	\$10.00	\$15.00	\$60.00

The above rate is for first 5 feeders, each additional feeders 50% of above rate.

For each temporary installations and decorative displays for not over 60 days charge 50% of the schedule for permanent work.

For each duplicate certificate.....\$15.00

Minimum inspection fee.....\$20.00

Panels of various ratings will not be combined in computing panels schedules. Panel schedules will not be charged for services entrance equipment.

Rough Wiring Outlets:

All switches, lighting and receptacles to be counted as outlets.

1 to 50 outlets.....\$20.00

For each additional 25 outlets.....\$2.00

Fixtures

1 to 50 fixtures.....\$20.00

For each additional 25 fixtures.....\$2.00

If fixtures are filed and can be inspected at the same time as rough wiring outlets, the rough wiring outlet schedule plus 50% of the fixture schedule shall apply to the combined inspection. If the fixtures are to be inspected separately, the full schedule shall apply to the fixture inspection in addition to the rough wiring outlet schedule.

Motors, Generators, Transformers, Ranges, Heaters and Other Similar Devices.

Less than 1 HP or KW or KVA to 50 HP or KW or KVA each for the first 5 units.....	\$5.00
Additional units each.....	\$2.00
51 HP or KW or KVA to 100 HP or KW or KVA each for the first 5 units.....	\$10.00
Additional units each.....	\$5.00
100 HP or KW or KVA to 500 HP or KW or KVA each for the first 5 units.....	\$15.00
Additional units each.....	\$10.00
Over 501 HP or KW or KVA each.....	\$25.00
Additional units each.....	\$15.00
Primary Transformers:	
Not over 200 KVA each bank.....	\$25.00
201 KVA to 500 KVA each bank.....	\$35.00
Over 501 KVA each bank.....	\$50.00

Electrical Signs - Incandescent and Flourescent:

Divide the total number of sockets by "4" applying the rough wiring schedule for each sign.

Electrical discharge signs over 1,000 Volts

0 to 10 Amps. rating each.....	\$7.50
over 10 amps. rating each.....	\$10.00

Fire and smoke alarm systems, plus \$2.00 each

detector.....	\$25.00
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Swimming pool inspection rough and final.....\$25.00

For protective alarms, elevator controls signaling clocks, and similar devices, apply rough wiring outlet schedule.

Additional Inspections:

Reinspection of violations found in original installation after second inspection and notice of correction.....	\$10.00
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Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 7A:2-3(1) Building Subcode, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, revising the fee schedule.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 7A: 2-3 (1), Building Subcode be and hereby is amended to read as follows:

(1) BUILDING SUBCODE FEE SCHEDULE:

Air Conditioning Fees¹.

\$6.00 per thousand for an expenditure up to and including \$5,000, an additional fee of \$3.00 per thousand on any expenditure exceeding \$5,000, and an additional fee of \$3.00 per thousand on any expenditure exceeding \$50,000.

<u>Standpipe</u>	Same as above
<u>Sprinkler</u>	Same as above
<u>Refrigeration</u>	Same as above
<u>Demolitions</u>	

1 to 3 floors	\$ 35.00
4 to 8 floors	\$ 85.00
9 to 12 floors	\$175.00
13 and above floors	\$225.00

Elevators

\$6.00 per thousand for an expenditure up to and including \$5,000 an additional fee of \$4.00 per thousand on any expenditure exceeding \$5,000, and an additional fee of \$3.00 per thousand on any expenditure exceeding \$50,000.

The owner of any structure containing an elevator or elevators shall register same with the Central Permit Office, on forms supplied by the Central Permit Office, along with a written statement of the number and location of such elevator(s). The application shall be accompanied by a one time registration fee of twenty dollars (\$20.00) per elevator. A statement must be filed within 14 days of any new installation accompanied by a one time annual registration fee of twenty dollars (\$20.00) per elevator. With respect to the first filing required under this ordinance, said filing shall be made within 60 days following the effective date of this ordinance.

¹-Fee applies only if the air conditioning is a separate item and not part of the new construction fee.

Elevators shall be inspected every six months. Fees for periodic inspection of elevators shall be paid by the owner according to the schedule of charges of a properly licensed and authorized third-party inspection agency. The owner shall be responsible for obtaining and submitting to the enforcing agency a report of such inspection and certification of compliances with the applicable regulations and standards from said third party agency prior to the expiration of the existing certificate of approval and no earlier than 20 days before expiration of the existing certificate of approval. The fee for said certificate shall be \$20.00, per elevator which shall be paid to the City of Newark. The City of Newark will then issue a new six month certificate of approval upon receipt of the required fee and a certification from the contracted third party agency that said elevator meets the required standards and regulations of the Department of Community Affairs.

Sign Fees:

Flat signs.....\$0.30 per sq. ft. minimum.....\$25.00
 Projecting signs..\$2.00 per sq. ft. minimum.....\$50.00
 Grounds & roof & roof signs.....\$200.00
 Pole signs \$2.00 per sq. ft. minimum.....\$50.00
 maximum.....\$400.00
 Canopy signs.....same as projecting signs
 Marques signs.....same as projecting signs

Real Estate Inspection Fees:

\$75.00 for inspection of not more than 5 rooms of each dwelling unit and \$8.50 additional for each room of such dwelling unit in excess of 5 rooms. There shall be a charge of \$75.00 for inspection of not more than 3 rooming units of each rooming house and \$8.50 additional for each rooming unit of such rooming house in excess of 3 rooming units. There shall be a charge for the inspection of mercantile, industrial, and business buildings according to the following schedule:

From 0-1,000 sq. ft. \$35.00 minimum fee and \$.15 for each sq. ft., but no more than \$75.00 in total; from 1001 to 5000 sq. ft. \$75.00 minimum fee and \$.15 each sq. ft., but no more than \$150.00 in total, and from 5,001 to 10,000 sq. ft. \$150.00 minimum and \$0.40 for each sq. ft., but no more than \$250.00 in total.

Certificate of Occupancy:

Fees for inspections for certificates of occupancy shall be as follows:

<u>Type</u>	<u>Fee</u>
1 to 2 unit dwelling	\$100.00
3 to 10 unit dwelling	\$125.00
11 to 20 unit dwelling	\$150.00
21 to 40 unit dwelling	\$175.00
41 to 100 unit dwelling	\$200.00
over 100 unit dwelling	\$200.00 minimum plus \$10.00 for each unit over 100 units.
First reinspection	No charge
Second reinspection	\$30.00
Third and subsequent reinspection	\$50.00
House of Worship, Schools and Day Care Centers	\$50.00
Certificate of Continued Occupancy Fees	\$50.00

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Mercantile, Industrial, and business buildings:	
0-5,000 sq. ft.	\$75.00
5,001 to 10,000 sq. ft.	\$100.00
10,001 to 20,000 sq. ft.	\$150.00
Over 20,000 sq. ft.	\$200.00

Construction Permit (Building)-New Structure & Addition Fees:

A-Assembly Buildings	\$.0080 per cu. ft.
B-Business Building	\$.0075 per cu. ft.
F-Factory & Industrial Bldg	\$.0075 per cu. ft.
I-Institutional Buildings	\$.0080 per cu. ft.
M-Mercantile Buildings	\$.0075 per cu. ft.
S-Storage Buildings	\$.0070 per cu. ft.
State Surcharge Fees(See Title 7A:4-3 of the Revised Ordinances of the City of Newark)	\$.0006 per cu. ft.

Construction Permit (Building)-Renovation, Alteration, and Repairs:

\$5.00 per thousand for an estimated value up to and including \$5,000.00 minimum \$20.00 plus an additional fee of \$6.00 per thousand dollars on estimated values from \$5,000.00 to and including \$25,000.00, plus an additional fee of \$5.00 per thousand on the estimated value above \$25,000.00.

Section 2. Any existing ordinances or part thereof inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villari, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 7A:2-3(4) Plumbing, Subcode Fees of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, revising the fee schedule.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 7A:2-3 (4) Plumbing Subcode Fees of the Revised Ordinances of the City of Newark, New Jersey, be and is hereby amended to read as follows:

PLUMBING SUBCODE FEES:

- (a) For defraying the expenses of inspecting and filing plans and specifications and for inspecting and supervising the testing of plumbing system, or part thereof, a minimum fee of \$25.00 shall be charged for each system or part thereof.
- (b) For a plumbing system or part thereof with 3 or more plumbing fixtures or fixture outlets, the charge shall be an additional \$5.00 for each fixture outlet. A fee of \$35.00 shall be charged for each stack.
- (c) A fee of \$35.00 shall be charged for a permit to relay a house sewer from the city sewer line to a building. A \$35.00 fee shall be charged for new sewer installation.
- (d) A fee of \$20.00 shall be charged for the installation of all gas appliances and domestic hot water heating apparatus.
- (e) A fee of \$25.00 shall be charged for the issuance of a permit for the replacement of a plumbing fixture.
- (f) A fee of \$25.00 shall be charged for each reinspection to comply with the provisions of the code or permit issued.
- (g) Fees for permit for work already started or completed without a permit: When a permit is applied for, for a plumbing installation already started, or completed for which no prior application for a permit has been made, the fee for such permit shall be double the normal fee schedule, and provided further that the minimum fee for any such application shall be \$100.00.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

983

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 23:1-4 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, to authorize enforcement by authorized designees in the Departments of Land Use Control and Development.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, in order to effectively sweep City streets and minimize obstructions of traffic, and;

WHEREAS, there have been organizational changes by the creations of the departments of Land Use Control and Development, and;

WHEREAS, to create a more effective and comprehensive mechanism for the enforcement of parking violations;

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, THAT:

Section 1. Title 23:1-4 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Newark R.O. 22:1-1 et seq.), be and same is hereby deleted and amended to read in its entirety as follows:

23:1-4. Certain employees authorized to issue parking summonses.

The foremen, assistant superintendents, sanitation superintendents and managers in the division of water/sewer utility, the division of sanitation, and the division of streets and sidewalks of the department of engineering; supervisory environmental specialists, principal environmental specialists, senior environmental specialists and environmental specialists in the department of engineering; and the directors of the departments of engineering, land use control, development and fire as well as their duly authorized designees, are hereby authorized and empowered to perform as law enforcement officers with respect to the violation of city ordinances regulating parking on the streets of the city of Newark, and are hereby authorized pursuant to the Rules Governing the Courts of the state of New Jersey, to issue summonses for violations of the parking ordinances of the City of Newark.

Section 2. All prior ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. All other provisions of Title 23 of the Revised Ordinances of the City of Newark shall remain in full force and effect.

Section 4. This ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard. 984

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Receptionist and Receptionist, Typing, Bilingual in Spanish and English in the Department of Development).

(Title changes in order to properly classify positions. Represented by Newark Council #21, Civil Service Association. No salary change. Old title is common title.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Development" (6S&Fz) adopted July 16, 1986 as amended and supplemented be amended to create the following titles:

POSITION	No.		
Receptionist 2976 (35 Hrs.)	1	1/1/88	\$14,246.01-\$17,000.48
Receptionist, Typing Bilingual in Spanish and English 5131 (35 Hrs.)	1	1/1/88	\$14,246.01-\$17,000.48

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Development' (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Senior Loan Advisor and Loan Advisor and to abolish the title of Senior Program Coordinator and Program Coordinator in the Department of Development).

(Title changes and abolishing old titles in accordance with New Jersey Department of Personnel Reclassification. No salary change. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Development" (6S&FZ) adopted July 16, 1986 as amended and supplemented be amended to create the following titles:

<u>POSITION</u>	No.	
Senior Loan Advisor 5134 (35 Hrs.)	2	\$27,049.65-\$32,562.01
Loan Advisor 5136 (35 Hrs.)	3	\$22,514.60-\$27,049.65

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles and title codes:

POSITION

Senior Program Coordinator
A516 (35 Hrs.)

Program Coordinator
A484 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Research Assistant and to abolish the title of Research Analyst in the Department of Health and Human Services).

(Title change and abolishing old title due to New Jersey Department of Personnel Reclassification. No salary change. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

<u>POSITION</u>	No.	
Research Assistant	1	\$17,349.37-\$20,410.14
3069 (35 Hrs.)		

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Research Analyst
A342 (35 Hrs.)

SECTION 3. The establishment of the hereinabove position title shall be effective as of September 3, 1987.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Receptionist, Bilingual in Spanish and English in the Department of Health and Human Services).

(Creating title in Department of Health and Human Services due to need for Spanish speaking receptionist. Fiscal impact will be savings of \$3,500. since same will be replacing a retiring Principal Account Clerk. Common title represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

<u>POSITION</u>	No.	
Receptionist, Bilingual in Spanish and English 5755 (35 Hrs.)	1	\$14,246.01-\$17,000.48

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-l.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Communications Operator/Truck Driver in the Department of Engineering).

(Creating title in Department of Engineering due to New Jersey Department of Personnel Reclassification. Fiscal impact-\$1,000. Common title represented by International Federation of Health Professional's, Local 6.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented, be amended to create the following title:

POSITION

	No.	
Communications Operator/Truck Driver	1	\$8.23 - \$8.63 - \$9.42
A031 (40 Hrs.)		

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance adding a definition to Title 22:1-1 and amending Title 22:1-7 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, to authorize enforcement by authorized designees in the Departments of Land Use Control and Development.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, illegal obstruction of both streets and sidewalks has been and remains a problem and;

WHEREAS, there was a reorganization of city departments, in 1986, including the creation of the departments of land use control, and development, and;

WHEREAS, in order to assist various city agencies in the performance of their duties;

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, THAT:

Section 1. Title 22:1-7 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Newark R.O. 22:1-1 et seq.), be and same is hereby supplemented and amended to read as follows:

April 20, 1988

- a. Add to Title 22:1-1 a definition for "Director" as follows: Director - means the director of the Department of Engineering.
- b. Amend Title 22:1-7 to read in its entirety "The Director of the Department of Engineering, all employees of the Sanitation, Traffic and Signals, and Engineering Divisions, as well as the Water/Sewer Utility Division of the Department of Engineering so authorized by the Director of the Department of Engineering; the Director of the Health and Welfare and all employees of the Health and Inspection Divisions of the Department of Health and Welfare; the directors of the departments of Land Use Control, Development and Fire and their duly authorized designees; all municipal elected officials and all law enforcement officers of the Department of Police, are hereby authorized and empowered to perform as law enforcement officers solely with respect to the enforcement of the provisions of this title by being empowered to issue summons for any violations thereof in accordance with the Rules Governing the Courts of the State of New Jersey".

Section 2. All prior ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. All other provisions of Title 22 of the Revised Ordinances of the City of Newark shall remain in full force and effect.

Section 4. This ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MRS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council questioning who will be issuing the summonses.

President Martinez requested the City Clerk to forward verbatim transcript of Mrs. Henry's remarks to Mayor Sharpe James, Business Administrator Monteilh, and Director of Engineering Zach for their attention.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage.

Ordinance amending Title 23:7-13, Parking Meters, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, revising the parking meter rates.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

That section 23:7-12, parking meter rates of Title 23, Traffic & Parking, of the revised ordinances of the city of Newark, 1966, as amended and supplemented, be it amended by deleting the following:

SECTION 23:7-13 METER RATES

Zone 1 and Zone 2 (a), (b), (c), (d)

AND BY ADDING

SECTION 23:7-13 METER RATES

ZONE 1. All the streets in the central business district as defined in section 23:1-1 excluding therefrom those streets or portions thereof enumerated in sections 23:5-4 and 23:5-5, the rates shall be as follows:

One Quarter-----20 Minutes
Two Quarters-----40 Minutes
Three Quarters-----60 Minutes

ZONE 2. (a) For those streets or portions thereof, where parking is limited to one hour, as enumerated in section 23:5-4, the rates shall be as follows:

One Quarter-----20 Minutes
Two Quarters-----40 Minutes
Three Quarters-----60 Minutes

(b) For those streets or portions thereof, where parking is limited to two hours, as enumerated in section 23:5-5, the rates shall be as follows:

One Quarter-----30 Minutes
Two Quarters-----60 Minutes
Three Quarters-----90 Minutes
Four Quarters-----120 Minutes

(c) For those streets or portions thereof where parking is limited to thirty minutes, as enumerated in section 23:5-4.1, the rates shall be as follows:

One Quarter-----15 Minutes
Two Quarters-----30 Minutes

(d) For those streets or portions thereof where parking is limited to fifteen minutes, as enumerated in section 23:5-4.2 the rates shall be as follows:

One Quarter-----15 Minutes

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villari, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to grant five (5) years of tax abatement for a commercial improvement erected on premises known as 1-7 New York Avenue, Block 915, Lot 2 on the Official Tax Map (Year 1988) of the City of Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That pursuant to the laws of New Jersey and the Revised Ordinances of the City of Newark (R.O. 10:11-1, et. seq.) the Municipal Council of the City of Newark has approved as in the best interest of the City of Newark an application and Agreement with D & S Enterprises, a partnership for a new commercial improvement consisting of 17,570 square feet to be used as a warehouse at premises commonly known as 1-7 New York Avenue, Block 915, Lot 2, Newark, New Jersey owned by the applicant producing \$2,001.48 in taxes for 1986, the year prior to completion of the project.

2. That in consideration of said tax abatement on the new improvement D & S Enterprises a partnership will pay the City of Newark an annual service charge thereon of approximately \$6,500.00 representing 2% of the total cost of construction estimated at \$325,000.00.

3. That the annual service charge on the improvement shall be paid quarterly, together with, and on the same due dates as the taxes on land for said premises 1-7 New York Avenue.

4. That this Ordinances shall take effect upon publication and passage according to law, where upon the Mayor on behalf of the City of Newark is empowered to execute and the City Clerk to attest and affix the seal of the City to the aforementioned agreement for tax abatement, a copy of which is on file in the office of the City Clerk with the accompanying application and these two instruments may be there examined during regular business hours.

5. That an executed Agreement authorized by this Ordinance shall be filed with the City Clerk by the Department of Law.

6. That all outstanding taxes, water and sewer charges and advertising costs for publishing this Ordinance shall be paid by D & S Enterprises, a partnership before the Agreement shall be executed by the City and delivered to them. Should the applicant fail to pay any outstanding obligations within thirty (30) days of the passage of this ordinance, the Tax Assessor is directed to include the properties contained in the project on the tax rolls at its fair market value.

7. That within thirty (30) days after the execution of the aforementioned tax abatement agreement, there shall be forwarded by the City Clerk a copy of such agreement to the Director of the Division of Local Government Services and the Commissioner of the Department of Labor and Industry, with a copy of this Ordinance.

8. That the tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from January 1, 1988. Any taxes assessed for 1988 shall be rescinded upon the satisfaction of all requirements set forth herein.

9. Annual Adjustment: The annual service charge for projects with an annual service charge based on total project cost shall be increased in each year of the period by the amount determined as follows: For each year following the first year of the period there shall be added the amount calculated as the result of multiplying the annual service charge of the previous year by the percentage that the total tax levy of the municipality for that year has increased over the tax levy of the municipality for the previous year. For purpose of this section "total tax levy" means the total amount of property tax levied for municipal, school and county purposes, as shown in the Table of Aggregates prepared pursuant to R.S. 54:4-52. In any year in which there is no increase in the tax levy, the amount to be added for this purpose shall be zero.

10. The Affirmative Action Program Plan for said project should be filed with the Office of the Affirmative Action within (30) days of the adoption of the resolution.

11. This ordinance shall take effect upon final passage and publication according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council questioning who the applicant was.

President Martinez replied that D & S Enterprises is the applicant.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36c, for the year 1986, on property owned by Christian Church Missionary and located at 137 Fourth Avenue, Block 529, Lot 32, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Christian Church Missionary, is a New Jersey corporation; organized under. Title 15A of the New Jersey Statutes, as a nonprofit corporation, organized exclusively for religious purposes; and

WHEREAS, Christian Church Missionary, purchased property located at 137 Fourth Avenue, Block 529, Lot 32 on April 23, 1979; and

WHEREAS, said premises located at 137 Fourth Avenue have been used from the date of acquisition exclusively for religious purposes; and

WHEREAS, the aforesaid property has at all times been entitled to an exemption from payment of real property taxes;

WHEREAS, Christian Church Missionary represents that it inadvertently failed to file a claim for continued tax exemption; and

WHEREAS, the Tax Assessor did not grant tax exempt status to said corporation for year 1986 due to the failure of said corporation to file a continuing statement; and

WHEREAS, there is due and owing taxes in the amount of \$1,000.74 plus applicable fees and interest for year 1986.

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why at timely claim was not filed, return all taxes collected on properties owned by one or more associations or corporations organized exclusively for the purposes as set forth in N.J.S.A. 54:4-36, which would have been exempt had a timely claim been made therefore.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT;

1. By copy of this Ordinance, the Tax Assessor of the City of Newark, be and he is hereby authorized to remove the tax assessment for year 1986 on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. The Tax Collector of the City of Newark cancel taxes in the total amount of \$1,000.74 plus applicable fees and interest for the year 1986 on the property noted above, owned by Christian Church Missionary pursuant to the provisions of N.J.S.A. 54:4-3.6c.

3. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 4, Alcoholic Beverages, Chapter 2, Section 2 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, to add a new section providing for an increase in the Annual License Fees for Plenary Retail Consumption Licenses and providing for the acquisition and retirement of Plenary Retail Consumption Licenses.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the number of alcoholic beverage retail consumption licenses in the City of Newark presently exceeds one for each 2,000 of its population; and

WHEREAS, N.J.S.A. 40:48-2.40 et seq. authorizes municipalities in which the number of alcoholic beverage retail consumption licenses exceeds one for each 2,000 of its population, to acquire and retire alcoholic beverage retail consumption licenses; and

• WHEREAS, N.J.S.A. 40:48-2.40 et seq authorizes a municipality to increase license fees on retail consumption licenses to assist in financing the acquisition and retirement of these licenses; and

WHEREAS, the Municipal Council of the City of Newark deems it in the public interest to reduce the number of such licenses;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 4, Chapter 2, Section 2, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, be and the same is hereby supplemented by adding a new section as follows:

TITLE: ACQUISITION AND RETIREMENT
OF PLENARY RETAIL CONSUMPTION LICENSES;
INCREASE IN ANNUAL FEES.

1. Additional license fee to be paid; purpose.

a. Commencing on January 1, 1988 each holder of a plenary retail consumption license shall pay the sum of fifty dollars (\$50.00) per year, said fifty dollars (\$50.00) license fee shall be in addition to the annual fees payable in accordance with Section 4:2-5.

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b. The revenues to be derived from this annual increase shall be held in a separate trust account and shall be used solely for the purpose of entering into contracts for the acquisition and retiring of plenary retail consumption licenses.

c. The annual increase shall be charged until such time as sufficient revenues are collected so as to provide for the payment of one thousand and eight dollars (\$1,008.00) for each license to be retired in any given year.

d. The number of plenary retail consumption license shall not exceed the total amount of revenues derived from the additional increase in fees for plenary retail consumption licenses during the year.

e. No such contracts entered pursuant to these provisions shall result in the reduction in the number of plenary retail consumption licenses to fewer than one for each 3,000 of population of the City Newark and no license so acquired by the City of Newark shall be reissued to any applicant.

2. Procedures

a. Any holder of a plenary retail consumption license who desires to retire a license shall file due notice to that effect in writing with the local issuing authority, and shall apply for same in like manner as a person to person transfer application. However the local issuing authority shall not conduct a hearing to determine the acceptance of any application.

b. Any contracts to be entered into pursuant to this section, for the purpose of acquiring and retiring plenary retail consumption licenses shall be based upon the recommendation of the local issuing authority and shall be subject to approval by resolution of the governing body of the City of Newark.

c. As soon as possible after December 31, of each year each licensee, whose application has been approved, and who has entered into a contract with the City of Newark pursuant to these provisions shall receive the sum of \$1,008.00 as payment in full for the license.

d. No licensee may submit an application to retire a plenary retail consumption license unless all federal, state and local taxes have been paid, and all outstanding municipal obligations have been satisfied.

e. If at the end of the final year in which the additional license fees authorized by this section is in effect, the total additional revenue derived in all years from such increase shall exceed the amount expended for the acquisition and retirement of licenses, such excess shall be rebated pro rata to the then current licenses, who paid such additional license fees or credited against the license renewal fee next payable by such licenses.

Section 2. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

No: Councilman Harris.

President Martinez: The yeses are eight, and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed same to the Mayor for his approval or disapproval.

6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing-date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 5, Amusements and Amusement Businesses, Chapter 11, Discotheques, Section 5(c) License Fees, Section 8, Sanitation and Safety and Section 11, Penalty of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By increasing the fees, establishing, noise inspections and increasing the penalty provisions).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. DISCOTHEQUES, LICENSE - Title 5, Amusements and Amusement Businesses, Chapter 11, Discotheques License fees, Section 5(c) of the Revised Ordinances of the City of Newark, New Jersey, 1966, Section 8, Sanitation and Safety, and Section 11, Penalty as amended and supplemented be and is hereby amended to read in its entirety as follows:

* * *

5:11-5 - LICENSE FEES

- (c) Any room or place in which or that is connected with any other room or place in which alcoholic beverages are sold or dispensed; any room or place in which or that is connected with any other room or place in which dancing or exhibitions commonly called "cabaret" is conducted; any room or place which is conducted as a restaurant, hotel, motel, shall pay a license fee according to the actual space used for the purpose of dancing, as follows:

- | | |
|--|-----------------|
| (1) space less than 150 sq. ft. | \$ <u>50.00</u> |
| (2) space 150 sq. ft. - 250 sq. ft.
inclusive | <u>75.00</u> |
| (3) space over 250 sq. ft. | <u>500.00</u> |

5:11-8 - SANITATION AND SAFETY

- (a) All discotheques shall be kept at all times in clean, healthy, and sanitary condition. All stairways and other passages shall be kept open, well lighted, unobstructed, and clear at all times. All exits and means of egress shall be clearly visible to all participants or members at the discotheque. At the entrance of the discotheque there shall be posted by the owner or operator of the premises or the person in charge a diagram or chart showing the floor plan of the premises and clearly identifying the exits. (3.5-80, §1).
- [new] (b) All discotheques with over 250 sq. ft. of dancing space shall be tested three times annually for noise level by the Department of Land Use Control. The Department shall develop rules and regulations for monitoring such noise levels and any discotheque exceeding such levels and refuses to take steps to reduce such levels shall be subject to the penalties provided herein and shall be denied a license renewal.

5:11-11 - PENALTY

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- (a) Any person who violates any provision of this chapter shall, upon conviction thereof, be punished by a minimum fine not exceeding \$100.00 and a maximum fine not exceeding \$1,000 or by imprisonment for a term not exceeding 90 days or both. A separate offense shall be deemed committed on each day during or on which violation occurs or continues. (3-5-80, \$1).

SECTION 2. Any ordinance or part thereof inconsistent with the provision herein be and are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with law.

NOTE: Underline in the body of this Ordinance indicates amendment and supplement to the existing Ordinance.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 4, Alcoholic Beverages, Chapter 2, Licenses, Section 17, One Thousand Foot Rule; Exceptions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By providing the Alcoholic Beverage Control Commission with the discretionary authority to waive the 1,000 foot rule).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 4, Chapter 2, Section 17, of the Revised Ordinances of the City of Newark, New Jersey, 1966, is hereby amended to read as follows:

4:2-17. One thousand foot rule; exceptions:

- (a) To encourage the reasonable distancing of retail establishments:
- (1) No plenary retail consumption license may be transferred to any location within 1,000 feet of any other plenary retail consumption license;
 - (2) No plenary retail distribution license may be transferred to any location within 1,000 feet of any other plenary retail distribution license.

- (b) Section (a) shall not apply to renewals for the same premises and transfer of licenses from person-to-person within the same premises.
- (c) Notwithstanding Section (a), the Newark A.B.C. may in its own discretion grant a place-to-place transfer to the same licensee within 600 feet of that licensee's existing licensed premises if the transfer is made in good faith and solely benefits that same licensee.
- (d) Notwithstanding Section (a), the Newark A.B.C. may in its own discretion grant a place-to-place transfer for an existing license where the licensee has obtained the prior consent of the following via affidavit:
 - (1) 100% of all owners of existing liquor licensed premises within 1,000 feet of the proposed premises to be licensed;
 - (2) All public entities, such as schools and churches within 1,000 feet of the proposed premises to be licensed; and
 - (3) At least 75% of all other property owners within 1,050 feet of the proposed premises to be licensed. Said affidavits must be filed with the Newark A.B.C. at least 7 days prior to the hearing on said transfer.
- (e) The proposed transfer shall not be located within the first or second residential zone as shown on the zoning maps of the City of Newark.
- (f) The applicant for the proposed premises to be licensed shall accept as a restriction on the license that said premises shall include a restaurant as its principal business in conjunction with the sale of alcoholic beverages at the proposed premises. Notwithstanding R.O. 4:1-1 (b), any transfer granted pursuant to this ordinance shall comply with the opening and closing hours as set forth in R.O. 4:1-1 (a).
- (g) Section (a) shall not apply to the grant or transfer of a plenary retail consumption license for premises operated as a bona fide hotel or motel containing at least 100 guest sleeping rooms, notwithstanding that such premises operated as a bona fide hotel or motel are within 1,000 feet from any other premise then covered by any other plenary retail consumption license or any plenary retail distribution license. Nothing contained in this paragraph shall prevent the granting or transferring of a plenary retail license within a distance of 1,000 feet from a bona fide licensed hotel or motel.
- (h) Notwithstanding the above-mentioned 1,000 foot limitation affecting the transfer of any plenary retail consumption or distribution license, the Newark A.B.C. may, in its discretion, allow transfer of such license free of such 1,000 foot limitation herein fixed in the event of any licensee's premises being taken for any municipal, county, state or federal project; provided, nevertheless, the new location to which the license is to be transferred under this exception shall not be located within a distance of 600 feet of a then existing location licensed to do business under a like license as the one being transferred. Said 600 foot distance shall be measured in the manner as herein provided for the measuring of the 1,000 foot distance. In the event any transfer of a license should be allowed under this exception, no license shall thereafter be transferred to the premises or any part thereof so vacated by such transfer, nor within a radius of 600 feet thereof; provided, however, that all other provisions of this title are complied with.

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- (i) Any contract to purchase premises, or any agreement containing an option to purchase premises, or any leasehold agreement which has been entered into prior to December 10, 1961, to cause a removal of a license-holder to a place of business within 750 feet of the license-holder's present place of business which contract of purchase, or option in any agreement, or leasehold interest to be obtained, is filed with the Newark A.B.C. prior to December 10, 1961, shall not be bound by the 600 foot rule in this section.
- (j) This section has as its only effect the 600 foot distance hereinabove stated and is not intended to declare that the transfer in and of itself would be granted inasmuch as all of the other necessary pre-requisites must be shown to the Newark A.B.C.
- (k) Section (a) shall not apply to any transfer, or assignment of a present license-holder's right to a contract to purchase, or agreement containing an option to purchase, or leasehold agreement which becomes effective in the future. This section applies only to an existing license-holder as of December 10, 1961. The 1,000, 600 or 750 feet referred to in this section shall be measured by a circle having a diameter of the applicable measurement. The center of this circle shall be the front door of the premises sought to be licensed, determined by the door nearest to the street address listed on the Tax Assessor's card. Any other premises falling within such distance, in part or in whole, shall be deemed to be within the applicable measurement for the purpose of this title. It shall be the responsibility of the licensee to have a licensed surveyor prepare a map showing these facts. Such maps shall be filed with the Newark A.B.C. 7 days before the hearing on the transfer.

Section 2. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Branch, Grant, Tucker, President Martinez.

No: Councilman Harris.

Not Voting: Councilmen Carrino, Payne, Rice, Villani.

A motion to close the hearing and defer action on the ordinance was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

At a later time in the meeting, after Resolution 7-R-dz (A.S.), a motion to reconsider the ordinance was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.

Not Voting: Councilmen Carrino, Payne, Rice.

President Martinez: The yeses are six, the noes are none, and three not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/6-Ph, S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 538, Lot(s) 37, 38, 39, 78, 43, 44 and 45, City Tax Block 540, Lot 24 (71 - 75 $\frac{1}{2}$, 83 - 87 and 100 Highland Avenue).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on April 4, 1988, which is annexed hereto a Redevelopment Plan for City Tax Block 538, Lot(s) 37, 38, 39, 78, 43, 44 & 45, City Tax Block 540, Lot 24 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the redevelopment of Area by private enterprise.

Section 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body, and accordingly, this Body hereby: (a) Pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) Requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

April 20, 1988

Section 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council questioning who the proposed developer was.

Councilman Carrino, through the Chair, directed the City Clerk to forward a reply to Mrs. Roberson.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-u.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving a Redevelopment Plan for City Tax Block 209, Lot 39 (275 Montclair Avenue).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board, City of Newark, New Jersey, has considered and did approve a Resolution on February 1, 1988, which is annexed hereto, a Redevelopment Plan for City Tax Block 209, Lot 39 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK,
NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the
Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the
Redevelopment Plan gives due consideration to the provisions of
appropriate allowable uses of Area as is desirable for neighborhood
improvement, with special consideration for the health, safety and
welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the
Redevelopment Plan will afford maximum opportunity, consistent with
the sound needs of the locality as a whole, for the redevelopment of
the Area by private enterprise.

Section 4. That, in order to facilitate the implementation of
the Redevelopment Plan, it is hereby found and determined that certain
official action must be taken by this body, and accordingly, this
Body hereby: (a) pledges its cooperation in helping to carry out the
Redevelopment Plan, and (b) requests the various officials,
departments, boards, and agencies of the City of Newark having
administrative responsibility in the premises to cooperate to such
end and to exercise their respective functions and powers in a
manner consistent with the Redevelopment Plan and this Ordinance,
and to take appropriate action upon proposals and measures designed
to effectuate the same.

Section 5. That the Redevelopment Plan for the area, having
been reviewed and considered, is hereby approved, and the City Clerk
is hereby directed to file a copy of the Redevelopment Plan with the
minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final
passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance
to approach the rail, give their name and address and be heard.

MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the
Municipal Council questioning who the proposed developer was.

Councilman Carrino replied that a Portuguese developer would be building up
to six units of housing.

No one else appearing, a motion to close the hearing on the ordinance as
advertised. A motion to amend the ordinance by correcting Block 209 to Block
809, was made by Councilman Carrino, seconded by Councilman Branch and declared
adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Rice.

The City Clerk: The public hearing on the amendment will be held on May 3,
1988, at 1:00 P. M., in the Council Chamber, Second Floor, City Hall.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-v.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend Title 15, Housing, Chapter 13, Housing Unit Guards, Section 1, Security Guard or Doorman required, Section 2, Housing Unit Defined, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To require the maintenance of armed security guards at certain housing buildings with over 45 housing units.)

(Copy of ordinance submitted to each Member of the Council)
(Public Hearing Closed)

A motion to table the ordinance was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

6-S & F-w.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance imposing a tax on Employer Payrolls in the City of Newark, "Ordinance 6-S & F-m, January 4, 1978, as amended by Ordinance 6-S & F-k, January 3, 1979, as amended by Ordinance 6-S & F-b, adopted January 16, 1980, as amended by Ordinance 6-S & F-k, February 17, 1982, as amended by Ordinance 6-S & F-i, March 16, 1983, as amended by Ordinance 6-S & F-bt, December 18, 1985 to impose a rate of one percent (1.0%) effective January 1, 1988.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Mr. Joseph Faccone, Samuel Klein and Company, External Auditors met with the Council February 2, 1988)
(Public Hearing Closed)

A motion to defer action on the ordinance was made by President Martinez seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

HEARINGS OF CITIZENS.

6-HC-a.

MS. HANAN SHAKIR, 217 SEYMOUR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to housing problems in Newark.

6-HC-b.

MS. GAIL DOOLEY, 134 SHERMAN AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to prostitution within her neighborhood; children being harassed by police, refund policy to consumers within City of Newark. The speaker also felt more recreational facilities be available to youths of the City.

Councilman Rice, through the Chair, directed the City Clerk to correspond with Corporation Counsel requesting information on the city's refund policy.

Councilman Payne, through the Chair, directed the City Clerk to correspond with Newark Chamber of Commerce and Better Business Bureau with regard to refund policy in the City of Newark.

President Martinez directed the City Clerk to forward verbatim transcript of remarks made by Ms. Dooley to Police Director Greenleaf for his attention and necessary action with respect to harassment by police.

A motion to consider Item 8-m (A.S.) at this time was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-m.
(A.S.)

The City Clerk presented *Communication from His Honor, Mayor Sharpe James, received April 20, 1988, appointing Mr. Claude M. Coleman as Police Director of the City of Newark for a term commencing April 25, 1988.*

A motion to confirm the appointment of Mr. Claude Coleman as Police Director for term commencing April 25, 1988 was made by Councilman Payne, seconded by Councilman Harris.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.
Not Voting: Councilmen Carrino, Tucker.

President Martinez: This appointment is confirmed.

A motion to consider Item 8-n (A.S.) at this time was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-n.
(A.S.)

The City Clerk presented *Communication from His Honor, Mayor Sharpe James, received April 20, 1988, appointing Mr. Stanley J. Kossup as Fire Director of the City of Newark for a term commencing April 25, 1988.*

A motion to confirm the appointment of Mr. Stanley J. Kossup as Fire Director for term commencing April 25, 1988 was made by President Martinez, seconded by Councilwoman Villani.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: This appointment is confirmed.

6-HC-c.

MS. THEODOCIA MORSE, 174 KEER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to renaming Warren Street Drive in remembrance of the late Mrs. Theresa Benincase who cleaned Warren Street for many, many years.

Councilman Carrino, through the Chair, directed the City Clerk to invite Business Administrator Monteilh, Director of Engineering Zach and Ms. Morse to meet with the Council at a future special conference to discuss same.

6-HC-d.

MR. MARVIN JENKINS EL, addressed the Municipal Council with respect to the homeless in the City of Newark.

6-HC-e.

MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council requesting release of incident reports, arrest reports and complaints to victims of crime by Police Department in order to assist same.

Councilman Grant informed the speaker that he would be making a motion to this effect at a later time in the meeting.

(For further action on this item, see Motion 7-M-c, on page 66 in the minutes of this meeting.)

/ 6-HC-f.

MR. ANDY CAPPON, 95 ORCHARD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to recycling within the City of Newark.

Councilman Tucker, through the Chair, directed the City Clerk to invite Director of Engineering Zach, Mr. Cappon and other non-profit organizations involved in recycling to meet with the Council at a future special conference.

President Martinez directed the City Clerk to forward verbatim remarks made by Mr. Cappon to Director of Engineering Zach for his attention and necessary action.

/ 6-HC-g.

MS. DULCE G. ANGELES, EXECUTIVE DIRECTOR, HOUSE OF PRAYER DAY CARE, 407 BROAD STREET, NEWARK, NEW JERSEY.

/ 6-HC-h.

MS. SHIRLEY HOWARD, BOARD PRESIDENT, HOUSE OF PRAYER DAY CARE, 407 BROAD STREET, NEWARK, NEW JERSEY.

/ 6-HC-i.

MS. ELSIE SHARPE, PRESIDENT, RUTGERS CHEN SCHOOL, P.T.A. 51 RECTOR STREET, NEWARK, NEW JERSEY.

6-HC-j.

MR. BENJAMIN QUATTLEBAWN, NEW DAWN DAY CARE, 60 SCHEERER AVENUE, NEWARK, NEW JERSEY.

6-HC-k.

MS. CANDACE J. MYRICK, NEWARK DAY COALITION, 43 ORATON STREET, NEWARK, NEW JERSEY.

The above citizens addressed the Municipal Council requesting an increase in the 5% match for Title 20 Program (Day Care Centers) to a 10% match by the Appropriations Committee by the State of New Jersey.

A lengthy discussion was held by the Members of the Municipal Council.

President Martinez appointed the following Councilpersons as Members of the Municipal Council Day Care Committee: Councilman Branch, Chairman, Councilman Tucker, and Councilwoman Villani.

A motion to consider Motion 7-M-b at this time was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-b.

A MOTION REQUESTING THE APPROPRIATIONS COMMITTEES OF THE STATE SENATE AND GENERAL ASSEMBLY TO SERIOUSLY CONSIDER INCREASING THE STATE MATCHING FUND REQUIREMENTS FOR THE TITLE 20 DAY CARE PROGRAMS FROM THE CURRENT RATE OF FIVE PERCENT TO TEN PERCENT was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

/ 7-R-a.

Resolution ratifying and authorizing Business Administrator to enter into contract with Taggart Towing, Inc., 110 Evergreen Avenue, Newark, New Jersey, highest and only responsible bid received, to provide towing and storage of abandoned vehicles in the South District of the City of Newark, for period February 1, 1988 to January 31, 1989, for sum \$16,500., to be paid to the City in quarterly payments; monies received by City of Newark shall be deposited in General Funds of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Purchasing Agent Lucarelli met with Council April 19, 1988)

A motion to amend the resolution by including a provision that should abandoned cars remain on the street causing any interference with street cleaning or operation of any businesses in the area, said contract will be subject to cancellation, was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-b.

Resolution ratifying and authorizing Director of Development to enter into contract with Newark Alumni Inc., a New Jersey non-profit corporation, for providing technical assistance to low and moderate income South Ward Newark residents in securing mortgages for affordable housing, for period April 1, 1988 through March 31, 1989; for \$50,000., funds provided by H.C.D.A. FY XI.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Mr. Carl Sharif, Newark Alumni, Inc. met with the Council April 19, 1988)

A motion to defer action on the resolution was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-c.

Resolution authorizing Tax Collector to accept insurance check in amount of \$33,941. - 646 South 18th Street and issue check in amount of \$31,990. to New Jersey Housing Mortgage Finance Agency, 3625 Quakerbridge Road, CN 18550, Trenton, New Jersey; the difference between draft amount and cost of renovating fire damaged building (\$1,951.) is to be retained by the City and applied to payment in lieu of taxes.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council on April 19, 1988)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-d.

Resolution supporting the efforts to obtain loans from Local Development Financing Fund to assist in financing of the following projects: Coilco Inc., 798 Frelinghuysen Avenue, purchase of machinery and equipment for tin sheet cutting and processing-TPC-\$1,500,000., LDFF Award-\$300,000, New Jobs-28; Acorn Development Co., Inc., 39 Tompkins Point Rd., construction of 22,800 sq. ft. warehouse and office building to accommodate expansion of this health care products manufacturer, TPC-\$811,000., LDFF AWARD-\$270,300., New Jobs-56; Ironbound Transport Park Urban Renewal Associates II, 474 Wilson Avenue, construction of a 35,000 sq. ft. warehousing and distribution building to be occupied by Brown Transportation Corp., TPC-\$2,200,000., LDFF Award-\$440,000., New Jobs-120; Accurate Envelope Co., purchase and renovation of a 40,000 sq. ft. building to house two printing companies; Accurate Envelope and Regency Packaging, TPC-\$1,525,070., LDFF AWARD-\$450,000., New Jobs-33.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Mr. Stewart Fried, Newark Development Corporation and Developers met with the Council April 19, 1988)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-e.

Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Young Men's and Young Women's Christian Association/Emergency Residential Program (YM-YWCA/ERP) for provision of Emergency Shelter Services to the homeless population of the City of Newark, for period April 1, 1988 through March 31, 1989, total amount of contract is \$17,937.; execution of agreement contingent upon appropriation of funds. (600 Broad Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villari, President Martinez.

7-R-f.

Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Catholic Community Services/St. Rocco's Men's Shelter, for provision of Emergency Shelter Services to the homeless population of the City of Newark, for period April 1, 1988 through March 31, 1989, total amount of contract is \$3,640.; execution of agreement contingent upon appropriation of funds. (712 Springfield Avenue)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-g.

Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with South Park Lighthouse, for provision of Emergency Shelter Services to the homeless population of the City of Newark, for period April 1, 1988 through March 31, 1989, total amount of contract is \$80,610.; execution of agreement contingent upon appropriation of funds. (1035 Broad Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villari, President Martinez.

7-R-h.

Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with United Community Corporation, for provision of Emergency Shelter Services to the homeless population of the City of Newark, for period April 1, 1988 through March 31, 1989, total amount of contract is \$3,640.; execution of agreement contingent upon appropriation of funds. (31 Fulton Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villari, President Martinez.

7-R-i.

Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Apostles' House, for provision of Emergency Shelter Services to the homeless population of the City of Newark, for period April 1, 1988 through March 31, 1989, total amount of contract is \$13,728.; execution of agreement contingent upon appropriation of funds. (18 Grant Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-j.** Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Catholic Community Services/St. Rocco's Annex, for provision of Emergency Shelter Services to the homeless population of the City of Newark, for period July 1, 1988 through June 30, 1989, total amount of contract is \$62,445.; execution of agreement contingent upon appropriation of funds. (South 7th Street)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-k.** Resolution authorizing Director of Health and Human Services to enter into and execute contract with Jacques B. Lapeyrolerie, D.D.S., for provision of dental services, for period April 25, 1988 to December 31, 1988; maximum amount of contract is \$9,197.28; \$781. appropriated in temporary budget, remainder of funds contingent upon adoption of 1988 budget. (Contract awarded without competitive bidding as a "Professional Service" pursuant to provisions of Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to return the resolution to Administration was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-l.** Resolution authorizing Director of Health and Human Services to apply to Comic Relief for funds in amount of \$150,000., for continued provisions of health care to the homeless, for period June 1, 1988 to May 31, 1990.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-m.** Resolution authorizing Manager of Division of Recreation/Cultural Affairs to execute hold harmless and indemnification agreement, providing for indemnification of City of Paterson, New Jersey, Department of Recreation and Parks, from any claims arising out of use of City of Paterson, New Jersey's recreational facilities from August 1 through August 7, 1988. (1988 United States Youth Games)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-n.** Resolution authorizing Director of Division of Health and Human Services to execute hold harmless and indemnification agreement, providing for indemnification to Newark Board of Education for any claim arising out of use of West Side High School gymnasium and the use of Utterman Field on April 16, 23, 30, May 7, 14, 21, 28, June 4, 11, 18, 25, July 9, 16, 23, 30, 1988 in conjunction with 1988 United States Youth Games. (To conduct try-out and practice sessions)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-o.

Resolution authorizing Director of Engineering to enter into contract with Ray Palmer Associates, 95 King Street, Dover, New Jersey, for reconstruction of Rotunda Pool, located at Clifton Avenue and 7th Avenue E, for professional services as Construction Managers, in amount not to exceed \$114,000.; on reimbursable basis, for services provided under Part B, Article 5, General Condition Items, in amount not to exceed sum of \$100,000.; a sum equal to cost of all separate contracts awarded for construction of projects not to exceed \$1,200,000.; funds in amount of \$720,376.31 provided by Capital Budget; balance to be provided out of future funds when available. (Contract awarded without competitive bidding pursuant to provisions of Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a) as a Professional Service)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-p.

Resolution authorizing Director of Engineering to execute cost-sharing agreement with the County of Essex whereby installation of traffic signals at intersection of Springfield Avenue and South 20th Street is to be shared equally by County of Essex and City of Newark; City's share of implementation cost of said signal installation shall not exceed \$14,355.12; County to maintain and operate traffic control at its own expense thereafter.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-q.

Resolution authorizing Director of Engineering to accept \$3,000,000. loan from New Jersey Department of Environmental Protection, for reconstruction of inlet pipe and outlet control valves at Cedar Grove Reservoir; City of Newark shall be bound by payback program developed in respect to project.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-r.

Resolution authorizing Mayor to file application for receipt of funds through Job Training Plan under the Job Training Partnership Act (JTPA) for program year 1988, in amount of Title IIA Basic-\$3,893,595.; Title IIB SYETP-\$3,996,938.; Title IIA 8%-\$319,474.; Title IIA 3% Older Workers-\$122,757.; Title III-\$138,150.; NJJTP-\$129,892., for period July 1, 1988 through June 30, 1989.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-s.

Resolution authorizing Director of Development to execute and enter into Memorandum of Understanding with Urban Movie Corp., 310 South Street, Morristown, New Jersey and upon completion of task (construct a Multiplex Movie Theater within Tax Blocks 297 and 298-all lots-area bounded by Bergen Street, Springfield Avenue, Fairmount Avenue and 16th Avenue) Director of Development shall submit a Contract for Sale of Land for Private Redevelopment between City of Newark and developer to the Municipal Council for its review and approval.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-t.

Resolution authorizing Mayor and Director of Development to execute contracts for award of Regional Contribution Agreement funds with housing sponsors of nine projects (for construction of low and moderate income units) identified on Exhibit A; does not require municipal funds.

(Chancellor Arms-South Ward-William Johnson-\$459,000.; Society Hill-Central Ward-K. Hovnanian Enterprises, Inc.-\$375,000.; Prospect Gardens-La Casa de Don Pedro-\$140,000.; Roseville Gardens-Central Ward-New Community Corporation-\$465,000.; New Condominium Estates-Central Ward-New Community Corporation-\$975,000.; Trinity Village-Central Ward-Trinity U.M.C. Housing-\$320,000.; Upper University Heights-Central Ward-Upper University Heights Urban Renewal Corporation-\$850,000.; West Side Heights-West Ward-Sam Allen-\$142,000.; Villa Santa Maria-North Ward-La Casa de Don Pedro-\$730,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-u.

Resolution rescinding Resolution 7-R-da (A.S.), June 24, 1987, contract with Renaissance Centers, Inc., for Emergency Shelter for Homeless Program for period July 1, 1987, through June 30, 1988, in amount of \$36,000. since Renaissance Centers, Inc. failed to submit adequate documentation as required by HUD and requirements for bidding were not adhered to as related to "Rehabilitative Services" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1(1); further maximum amount under contract shall be reprogrammed to assist other shelters.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-v.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$200,000., Special Assistance Grant FY '87.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-w.

Temporary emergency resolution appropriating \$200,000., Special Assistance Grant FY '87; said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

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✓ 7-R-x.

Temporary emergency resolution appropriating \$10,179,250., Consolidated Police and Firemen's Pension Fund-\$900,000.; Police and Firemen's Retirement System of New Jersey-\$8,538,000.; Public Employees Retirement System State-City-\$741,250.; to provide funds for pension payments; said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-y.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$13,165., Family Day Care Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-z.

Temporary emergency resolution appropriating \$13,165., Family Day Care Program; said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-ba.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$57,396.85, Nutrition Project for the Elderly.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bb.

Temporary emergency resolution appropriating \$57,396.85, Nutrition Project for the Elderly; said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bc.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$100,000., Special Assistance Grant FY '88,

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bd.

Temporary emergency resolution appropriating \$100,000., Special Assistance Grant FY '88; said emergency funds shall be provided in 1988 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-be.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$250,000., Special Assistance Grant FY '88.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bf.

Temporary emergency resolution appropriating \$250,000., Special Assistance Grant FY '88; said emergency funds shall be provided in 1988 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bg.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$250,000., Special Assistance Grant FY '86.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bh.

Temporary emergency resolution appropriating \$250,000., Special Assistance Grant FY '86; said emergency funds shall be provided in 1988 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bi.

Resolution authorizing Director of Finance to issue check in amount of \$115., payable to Municipal Court of Newark, upon receipt of documents deemed necessary by Corporation Counsel; complaints instituted by State, County of Essex against City of Newark for operating certain motor vehicles in violation of N.J.S.A. 39:4-44 and 39:3-61.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/7-R-bj.

Resolution authorizing Director of Finance to issue check in amount of \$3,500. to A.A.A. Trucking Corp., Att: John Clauser, P.O. Box 8042, Trenton, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Parks and Grounds employee failed to stop at stop sign on McWhorter Street at intersection of Oliver Street and struck vehicle owned by A.A.A. Trucking Corp. broad side; filed notice of claim.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/7-R-bk.

Resolution authorizing Director of Finance to issue check in amount of \$400. to Joseph E. Conidi, 39 Greenville Avenue, Jersey City, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; employee of Department of Motors backed into car owned by Mr. Conidi while it was legally parked on McClellan Street; filed suit in Superior Court for damages to his vehicle resulting from collision

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/7-R-bl.

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$420,113.74 for overpayments carried on books and records of Tax Collector by reason of County Board Judgements, Tax Court Judgements and Cash Overpayments for years 1984, 1985, 1986 and 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/7-R-bm.

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$93,972.18 for overpayments carried on books and records of Tax Collector by reason of County Board Judgements, Tax Court Judgements, Veteran's Allowances, Senior Citizen Allowances and Cash Overpayments for years 1982, 1984, 1985, 1986 and 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/7-R-bn.

Resolution authorizing Director of Finance to issue check in amount of \$180. payable to Roland J. Foglia, overpayment of purchase price at time of closing of City-owned property located at 347-349 7th Avenue, Block 1915, Lots 67, 68.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

April 20, 1988

7-R-bo.

Resolution authorizing Director of Finance to issue check in amount of \$1,500. payable to Perry J. Mallory, III, for deposit paid on purchase of City-owned property at 115½ South 9th Street, Block 1827, Lot 66. (Property redeemed by former owner pursuant to Court Order)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bp.

Resolution authorizing Director of Finance to issue check in amount of \$846.01 payable to Earnest and Christine Chester, refund of deposit paid on purchase of City-owned property located 171-173 Nye Avenue, Block 3058, Lot 27. (Purchaser complied with conditions of sale.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bq.

Resolution authorizing Director of Finance to cancel \$25,609.99 outstanding water/sewer charges, interest and penalties which the City of Newark has foreclosed pursuant to In Rem Foreclosure as per attached schedule.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-br.

Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial) "Consent Order to Vacate" foreclosure judgement with previous "Owner of Record", Thomas and Josephine Giordina, for property 884 South Orange Avenue, Block 4061, Lot 2; total arrearage sum due plus subsequent years' taxes were paid in full on date of redemption.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bs.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A upon receipt of all documents deemed appropriate. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bt.

Resolution ratifying grant agreements #871014, 871112, 881506 and 880645 entered into between Mayor and New Jersey Department of Community Affairs to utilize City's urban centers special assistance grant program entitlements in total amount of \$800,000. (For razing vacant buildings in Newark)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bu.

Resolution recognizing and commending Ms. Helen Dawkins Lang for her invaluable contributions to Newark's Public School children and congratulating her on her selection as "1988 Social Worker of the Year" by the Newark Board of Education, Division of Child Guidance.

(For action on this resolution, see page 2 in the minutes of this meeting.)

/ 7-R-bv.

Resolution recognizing and commending Mr. Bob Taylor on the Grand Opening of "Suds City" Laundromat.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bw.

Resolution recognizing and commending H.R. Lambert Contractor, Inc., on the occasion of its Groundbreaking Ceremony for the substantial rehabilitation of an apartment building at 493-495 Central Avenue.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bx.

Resolution recognizing and commending the Science High School Debate Team for capturing its 6th consecutive State Championship Title on February 26, 1988.

(For action on this resolution, see page 2 in the minutes of this meeting.)

/ 7-R-by.

Resolution declaring the month of May, 1988 as Older Americans Month within the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bz.

Resolution recognizing and commending A.B. Roy Foundation on the occasion of its Benefit 50's Dance fund-raiser held on April 8, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ca.

Resolution recognizing and commending Dr. James Arthur Scott, Pastor of Bethany Baptist Church, on the 25th Anniversary of his pastorship.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cb.

Resolution recognizing and commending Elder Joseph W. Covington on the occasion of a Testimonial Dinner held in his honor on April 30, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cc.

Resolution recognizing and commending Ms. Helen Graham on the occasion of her retirement from the North Jersey Community Union.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cd.

Resolution recognizing and commending Mr. Herb Stoney, Coach of the West Side High School Indoor Track Team, on his selection as the 1987-1988 Boy's Indoor Track Coach of the Year by the Star Ledger.

(For action on this resolution, see pages 2 and 3 in the minutes of this meeting.)

7-R-ce.

Resolution recognizing and commending the West Side High School 1987-1988 Indoor track Team for its outstanding athletic achievements.

(For action on this resolution, see page 3 in the minutes of this meeting.)

7-R-cf.

Resolution recognizing and commending the Northern Jersey Council for Social Improvement, Inc. for its outstanding efforts to stop hunger and poverty in the State of New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cg.

Resolution recognizing and commending Nisenson the Hatter on the 100th Anniversary of its founding.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

April 20, 1988

/ 7-R-ch.

Resolution opposing Senate Bill S-2337 which will prohibit the disposal of sludge in the ocean effective 1991.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-ci.
(A.S.)

Resolution recognizing and commending the Ironbound Interparochial Elementary School for its unique and successful educational programs.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-cj.
(A.S.)

Resolution recognizing and commending Reverend Roger P. Derricotte, Pastor of Mount Olivet Baptist Church on the blessed occasion of his Twentieth Anniversary.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-ck.
(A.S.)

Resolution strongly urging the Essex County New Jersey Congressional delegation to support H.R. 5, a bill reauthorizing the appropriation of Chapter I funds for F.Y. 1989.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-cl.
(A.S.)

Resolution amending Resolution 7-R-cp (A.S.), July 8, 1987, acceptance of bid of Adams Urban Renewal Associates, highest responsible bid received, for purchase of City-owned property at 273-287 Sherman Avenue, Block 2760, Lot 19, in amount of \$85,100.; pursuant to N.J.S.A. 40A:12-13 (a); based on Executive Order No. PM870041, June 1, 1987. (Minimum Offer Approved-\$60,000.; Capital Improvement-\$700,000. by subordinating the City's reversionary interest to the National Community Bank of New Jersey for the amount of the mortgage loan of \$500,000.; all other terms and conditions shall remain in force.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-cm.
(A.S.)

Resolution amending Resolution 7-R-cv (A.S.), March 16, 1988, providing temporary funds for period April 1, 1988 to April 30, 1988, by appropriating \$22,494,744., as Temporary Appropriations, for period May 1, 1988 to May 30, 1988, 1988 Operating Budget of the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

April 20, 1988

7-R-cn.
(A.S.)

Resolution amending Resolution 7-R-cw (A.S.), March 16, 1988, providing temporary funds for period April 1, 1988 to April 30, 1988, appropriating \$3,980,895. as Temporary Appropriations for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility, for period May 1, 1988 to May 30, 1988.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-co.
(A.S.)

Resolution authorizing Director of Finance to issue checks totalling \$50,000., \$10,100. to Irwin R. Rein (attorney fee), 49 Mt. Pleasant Avenue, West Orange; \$250. to Dr. Herbert Silberner (medical fee), 2130 Millburn Avenue, Maplewood, New Jersey and \$39,650, to Jean Azgirey, individually and on behalf of Donna Azgirey Lampo and Walter Azgirey, her children, 27 Tappan Avenue, Belleville, upon being advised by Corporation Counsel that all necessary documents in discharge of this claim have been executed by petitioners, Mr. Azgirey while employed as a Member of the Police Department suffered a fatal heart attack, which resulted in his demise on March 19, 1976. (Filed a dependency claim in Workers' Compensation Court and a lifetime occupational claim on behalf of estate)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council April 19, 1988)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cp.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act, Thirteenth Year (HCDA XIII) funds, from Division of Housing and Assistance, Salaries and Wages-\$83,733. to Other Expenses-\$83,733.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cq.
(A.S.)

Temporary emergency resolution appropriating \$649,277., Police Department, Director's Office, Personnel Services, Salaries and Wages, to provide funds for the salary increase for the Police Superior Officers' due to Executive Order T-88-0018, February 25, 1988; said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cr.
(A.S.)

Resolution amending Resolution 7-R-be (A.S.), October 21, 1987, authorizing transfer of Housing and Community Development Act, Emergency Jobs Bill, from Team Demolition Services, Other Expenses to Salaries and Wages, to provide consistency with audited figures.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

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7-R-cs.
(A.S.)

Resolution amending Resolution 7-R-cb, June 5, 1985, authorizing transfer of Housing and Community Development Act, Emergency Jobs Bill, from Contingency Line to Salaries and Wages, to provide consistency with audited figures.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ct.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act, XI Funds to Housing and Community Development Act, II Funds, Director's Office, MPDO, Other Expenses, Contract Demolition, Other Expenses, Relocation Payments and Assistance, Other Expenses; pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cu.
(A.S.)

Resolution amending Resolution 7-R-bi, March 18, 1987, resolution authorizing transfer of funds from Housing and Community Development Act II, Second Year (HCDA II), Various Projects to HCDA XI, Eleventh Year (Reprogrammable Funds) to provide consistency with audited figures.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cv.
(A.S.)

Resolution authorizing transfer of funds from HCDA XI Reprogrammable Funds and HCDA IV funds, Rehabilitation Utilization, Other Expenses, to HCDA IV funds, James St. Rehabilitation, Other Expenses and Indirect Cost, Other Expenses; pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cw.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act XI (Reprogrammable Funds) to Housing and Community Development Act V, Site Improvement Project, Other Expenses; pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cx.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act, Sixth Year (H.C.D.A.) funds, Various Projects to H.C.D.A. XI, to Various Projects; pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cy.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act, VII funds, Various Projects to H.C.D.A. XI (Reprogrammable Funds); pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cz.
(A.S.)

Resolution amending Resolution 7-R-bh, March 18, 1987, authorizing transfer of funds from Housing and Community Development Act, Eighth Year (HCDA VIII), Various Projects to HCDA XI, Eleventh Year (Reprogrammable Funds); to provide consistency with audited figures.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-da.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act HCDA, XI funds, to Housing and Community Development Act, VIII Funds, Various Projects; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-db.
(A.S.)

Resolution amending Resolution 7-R-ct, October 2, 1985, authorizing transfer of Housing and Community Development Act Funds, Ninth year (H.C.D.A. IX), transferring funds from within various programmatic areas, to provide consistency with audited figures.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dc.
(A.S.)

Resolution amending Resolution 7-R-ck, October 2, 1985, transferring Housing and Community Development Act Funds, Ninth Year, (H.C.D.A. IX) to provide consistency with audited figures.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dd.
(A.S.)

Resolution amending Resolution 7-R-c (S-1), August 23, 1985, authorizing transfer of Housing and Community Development Block Grant Ninth Year Funds (H.C.D.A. IX), from Lyons Family Health Center and Ironbound Health Center, Other Expenses, to New Hope Development Corporation, Other Expenses; to provide consistency with audited figures.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

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✓ 7-R-de.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act, XI Funds to Housing and Community Development Act IX, Various Projects; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-df.
(A.S.)

Resolution amending Resolution 7-R-e, September 4, 1985, authorizing transfer of Housing and Community Development Act, Ninth Year (H.C.D.A. IX) Funds, from Lyons Health Center, Other Expenses-\$30,000. to North Newark Health Center, Other Expenses-\$30,000.; to provide consistency with audited report.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-dg.
(A.S.)

Resolution amending Resolution 7-R-c (S-2), February 25, 1986, authorizing transfer of Housing and Community Development Act, Tenth Year Funds, from Team Demolition, Salaries and Wages-\$24,000., Other Expenses-\$21,000. to Vince Lombardi Community Center, Other Expenses-\$45,000.; to provide consistency with audited report.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-dh.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act, Tenth Year, Various Projects, to Housing and Community Development Act, XIth Year; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-di.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act, HCDA X Funds, from Vince Lombardi, Other Expenses, to Housing and Community Development Act, HCDA XIII Funds; from Housing and Community Development Act, HCDA X Funds, to Vince Lombardi, Other Expenses; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-dj.
(A.S.)

Resolution authorizing transfer of funds from Housing and Community Development Act, XI Funds, from Reprogrammable Funds, Other Expenses to Neighborhood Revitalization, Other Expenses; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dk.
(A.S.) Resolution authorizing transfer of funds from Housing and Community Development Act, XI Funds, from Reprogrammable Funds, Other Expenses to Housing and Community Development Act, X Funds; pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dl.
(A.S.) Resolution amending Resolution 7-R-ds (A.S.), December 22, 1987, authorizing transfer of funds from various projects within H.C.D.A. Eleventh Year Funds (HCDA XI)-\$3,482,928. to H.C.D.A. Thirteenth Year Funds (HCDA XIII)-\$3,482,928., to provide funds for dumping debris from vacant buildings that are demolished; to provide consistency with audited figures.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dm.
(A.S.) Resolution amending Resolution 7-R-ba-2, November 16, 1987, authorizing transfer of Housing and Community Development Act, XI Funds, from Reprogrammable Funds, Other Expenses-\$50,000. to Interracial Council for Business Opportunity, Other Expenses-\$50,000.; to provide consistency with audited figures.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dn.
(A.S.) Resolution amending Resolution 7-R-ba-3, November 16, 1987, authorizing transfer of Housing and Community Development Act, XI Funds, from Reprogrammable Funds, Salaries and Wages, Other Expenses-\$50,000. to Newark Alumni, Inc., Other Expenses-\$50,000., to provide consistency with audited figures.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-do.
(A.S.) Resolution authorizing transfer of funds from Housing and Community Development Act, XI Funds (Reprogrammable Funds) to Housing and Community Development Act, XII Funds, Various Projects; pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dp.
(A.S.) Resolution amending Resolution 7-R-dr (A.S.), December 22, 1987, authorizing transfer of funds from various projects within H.C.D.A. Twelfth Year Funds (HCDA XII)-\$1,517,072. to H.C.D.A. Thirteenth Year Funds (HCDA XIII)-\$1,517,072., to provide funds for dumping debris from vacant buildings that are demolished; to provide consistency with audited figures.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dq.
(A.S.)

Resolution amending Resolution 7-R-bp, December 2, 1987, authorizing transfer of Housing and Community Development Act Funds, Twelfth Year (H.C.D.A. XII), Housing Development Funds, Other Expenses-\$4,300., to Housing and Community Development Act, Eighth Year (H.C.D.A. VIII), Newark Day Care Center, Other Expenses-\$4,300.; to provide consistency with audited figures.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dr.
(A.S.)

Resolution amending Resolution 7-R-w, February 4, 1987, authorizing transfer of Housing and Community Development Act, Twelfth Year, (H.C.D.A. XII), Housing Development Fund, Other Expenses-\$46,292., to Division of Housing Assistance, Other Expenses-\$46,292., to provide consistency with audited figures.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ds.
(A.S.)

Resolution amending Resolution 7-R-bq, December 2, 1987, authorizing transfer of Housing and Community Development Act Funds XIII, Public Services, Police Security, Salaries and Wages-\$100,000. to Westside Boys and Girls Club, Other Expenses-\$100,000., to provide consistency with audited figures.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dt.
(A.S.)

Resolution granting extension of leave of absence without pay to Diane Earley, Secretarial Assistant, City Clerk and Municipal Council, for period beginning May 1, 1988 and ending November 1, 1988. (Appointed Aide to Councilman II - First leave began May 1, 1986)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-du.
(A.S.)

Resolution granting extension of leave of absence without pay to Deborah Nicastro, Executive Secretary, City Clerk and Municipal Council, for period beginning May 1, 1988 and ending November 1, 1988. (Maternity leave - First leave began May 1, 1988)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dv.
(A.S.)

Resolution authorizing Mayor and Director of Development to file application for a Demonstration Grant from the Neighborhood Preservation Balanced Housing Program administered by New Jersey Department of Community Affairs in amount of \$3,265,132. for the substantial rehabilitation of 104 low to market rate rental housing units at various sites in the Weequahic Section of Newark; further, authorizing Mayor to execute contract agreement with Department of Community Affairs, in event Newark is offered the grant.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dw.
 (A.S.)

Resolution authorizing Director of Development to execute contract with Vantage Urban Renewal Realty Development and Construction Company, Inc., for residential redevelopment of Block 443, Lots 20, 19, 18, 16, 11, 9, 33, 34, 35, 36, 37, 38, 39, 42, 43, 44, 51 (Mount Pleasant Development Project); purchase price-\$68,000. for all City-owned properties. (Non City-owned Lots 1, 14, 21, 32, 331 - Subject to acquisition by the City with the Developer assuming all costs pursuant to contract)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dx.
 (A.S.)

Resolution rescinding Resolution 7-R-ci (A.S.), April 6, 1988; further authorizing the City of Newark to loan the Newark Housing Authority the necessary funds to purchase one (1) unit of prefabricated modular housing to be located on Irvine Turner Boulevard to serve as a model for further public housing projects.

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dy.
 (A.S.)

Resolution amending Resolution 7-R-ce, December 22, 1987, authorizing transfer of Housing and Community Development Act, XI Funds, from Reprogrammable Funds, Other Expenses-\$250,000. to Essex Substance Abuse Treatment Center, Other Expenses-\$250,000., to provide for consistency of audited figures.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani.
 No: President Martinez.

After Resolution 7-R-dz (A.S.), Councilman Carrino requested his vote be changed from the affirmative to the negative.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani.
 No: Councilman Carrino, President Martinez.

7-R-dz.
 (A.S.)

Resolution ratifying and authorizing Business Administrator to enter into and execute contract with Roseville Coalition, for period October 1, 1987 to September 30, 1988, for making rental payments on its headquarters at 124 North Seventh Street, from which its Home Improvement Program and several public services are administered; said Roseville Coalition shall receive funds totalling \$12,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

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MOTIONS.

- 7-M-a. A MOTION RESCHEDULING THE REGULARLY SCHEDULED MEETING OF MAY 4, 1988 TO MAY 3, 1988 AT 1:00 P. M., THE SAME DATE AS THE PRE-MEETING CONFERENCE SCHEDULED AT 9:00 A. M.

(For further action on this motion, see page 3 in the minutes of this meeting.)

- 7-M-b. A MOTION REQUESTING THE APPROPRIATIONS COMMITTEES OF THE STATE SENATE AND GENERAL ASSEMBLY TO SERIOUSLY CONSIDER INCREASING THE STATE MATCHING FUND REQUIREMENTS FOR THE TITLE 20 DAY CARE PROGRAMS FROM THE CURRENT RATE OF FIVE PERCENT TO TEN PERCENT.

(For further action on this motion, see page 46 in the minutes of this meeting.)

- 7-M-c. A MOTION REQUESTING THE EXPEDITIOUS RELEASE OF INCIDENT REPORTS, ARREST REPORTS AND COMPLAINTS TO THE VICTIMS OF CRIMES, BY THE POLICE DEPARTMENT IN ORDER TO ASSIST THEIR GAINING COMPENSATION FOR THEIR INJURIES was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-M-d. A MOTION REQUESTING THE NEWARK HOUSING AUTHORITY TO SERIOUSLY CONSIDER NAMING THE PROPOSED NEW PUBLIC HOUSING DEVELOPMENTS WITHIN THE CENTRAL WARD AFTER THE LATE LOIS JONES AND DOUGLAS CANNON, FORMER NEWARK HOUSING AUTHORITY EMPLOYEES was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-M-e. A MOTION REQUESTING THE DEPARTMENT OF ENGINEERING TO IMMEDIATELY SUPPLY EACH POLICE DEPARTMENT PRECINCT WITH OFFICIAL MAPS DELINEATING A RADIUS OF 1,000 FEET SURROUNDING ALL NEWARK PUBLIC OR NON-PUBLIC EDUCATIONAL INSTITUTIONS FOR THE PURPOSE OF ENFORCING P.L. 1987, c. 101, 'DRUG OFFENSES ON OR NEAR SCHOOL PROPERTY - PRISON TERMS' was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-M-f. A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, CORPORATION COUNSEL GRANT AND POLICE DIRECTOR COLEMAN TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS ASCERTAINING LEGALITY OF MANDATING CERTAIN TYPES OF BUSINESSES TO HIRE SPECIAL POLICE OR SECURITY OFFICERS was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-M-g. A MOTION REQUESTING AN EXPLANATION FROM THE DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION INDICATING WHY THERE ARE AN EXTREMELY LOW NUMBER OF VEHICLES BEING TOWED FROM WITHIN THE SOUTH WARD was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-M-h. A MOTION REQUESTING THE ADMINISTRATION TO INSPECT AND CLEAN UP THE AREA WHERE UNITY AVENUE BEGINS (BOUNDED BY BLOCK 4077, LOTS 43, 41, 46 and 48) was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-i.

A MOTION REQUESTING THE ADMINISTRATION TO PREPARE THE APPROPRIATE LEGISLATION TO BLOCK OFF RUTH STREET AT THE INTERSECTION OF GROVE STREET was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-j.

A MOTION REQUESTING THE ESSEX COUNTY PROSECUTOR AND THE NEWARK POLICE DIRECTOR TO CONDUCT A COMPREHENSIVE INVESTIGATION OF THE HIRING POLICIES OF THE NEWARK HOUSING AUTHORITY GIVEN THE REPORTED STRANGULATION OF AN 80-YEAR OLD MAN AT THE BAXTER TERRACE SENIOR CITIZENS COMPLEX, 9 SUMMIT AVENUE, BY A NEWARK HOUSING AUTHORITY EMPLOYEE was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-k.

A MOTION REQUESTING THAT MR. JOSEPH SLANSKI, NEW JERSEY TRANSIT POLICE, PROVIDE A WRITTEN RESPONSE, TO THE CITY CLERK'S OFFICE, REGARDING THE UTILIZATION OF K-9 DOGS ON THE PROPERTY OF NEWARK'S PENNSYLVANIA STATION was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-l.

A MOTION REQUESTING THE PREPARATION OF THE APPROPRIATE LEGISLATION PROHIBITING PARKING AT ANY TIME ALONG THE FULL LENGTH OF BLANCHARD STREET was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-m.

A MOTION REQUESTING THE DEPARTMENT OF ENGINEERING TO SUBMIT A REPORT AS TO WHEN EACH OF THE NEWARK SCHOOLS WILL HAVE SIGNS POSTED ON THEIR PREMISES INDICATING A 'DRUG FREE SCHOOL ZONE' was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-n.

A MOTION DIRECTING THE CITY CLERK TO ASCERTAIN THE OWNERSHIP AND STATUS OF THE CLOCK AT THE NORTHEAST CORNER OF BROAD AND MARKET STREETS was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-o.

A MOTION REQUESTING THAT THE ADMINISTRATION IDENTIFY THE LEGAL TITLE HOLDER OF THE PROPERTY LOCATED ADJACENT TO 250 GEORGIA KING VILLAGE was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-p.

A MOTION REQUESTING THE LAW DEPARTMENT TO INITIATE CONDEMNATION PROCEEDINGS AND TO MOVE FORTHWITH IN OBTAINING TITLE TO THE PROPERTY KNOWN AS "NO NAME ALLEY" WHICH RUNS PARALLEL BETWEEN ALEXANDER STREET AND PINE GROVE TERRACE was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/7-M-q.

A MOTION REQUESTING THE ADMINISTRATION TO CLEAN THE VACANT LOT LOCATED AT THE CORNER OF LOCK STREET AND SUSSEX AVENUE was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/7-M-r.

A MOTION REQUESTING THE APPROPRIATE OFFICIAL TO INSPECT AND FACILITATE THE REMOVAL OF DEBRIS WHICH IS LOCATED ON A VACANT LOT ON LOCK STREET BETWEEN CENTRAL AVENUE AND SUSSEX AVENUE was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

/8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received March 11, 1988, enclosing proposed "Ordinance providing for the vacation of Leonard Place, as laid out 12 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, extending from University Avenue easterly to its terminus."

(For construction of parking lot for Health and Welfare Building on University Avenue)

(Approved by Central Planning Board)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled May 3, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

/8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received April 4, 1988, enclosing proposed "Ordinance to amend and supplement Title 8, Businesses and Occupations, Chapter 17, Used Motor Vehicle Sales Lot, Section 6, Term of License; License Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By adding language to clarify Pro-Rated Payments)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled May 3, 1988 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

/8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received April 11, 1988, enclosing proposed "Ordinance providing for the vacation of Hyatt Avenue, as laid out on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the westerly line of Lot 90 on Block 5020 to the easterly line of Lot 88 on Block 5020."

(J. Sepenuk and Sons requested said vacation to prevent illegal dumping and increase security at their premises 21 Hyatt Avenue.)

(Approved by Central Planning Board)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled May 3, 1988 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

8-d.

The City Clerk presented **Communication from Business Administrator Monteilh, received April 11, 1988, enclosing proposed "Ordinance approving a Redevelopment Plan for City Tax Block 596, Lot(s) 36 and 37 (576-586 North 6th Street)."**

(Approved by Central Planning Board)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled May 3, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

8-e.

The City Clerk presented **Communication from Business Administrator Monteilh, received April 11, 1988, enclosing proposed "Ordinance approving a Redevelopment Plan for City Tax Block 1958, Lot 13 (40-42 North 10th Street)."**

(Approved by Central Planning Board)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled May 3, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

8-f.

The City Clerk presented **Communication from Business Administrator Monteilh, received April 11, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police and establishing salaries therefor,' (6-S & F-y) adopted November 22, 1966 and amendments thereto (To create the title of Line Worker and to abolish the title of Lineman in the Department of Police)."**

(Line Worker

(40 Hours) (2) 1/1/87 \$23,496.60 - \$24,538.21 - \$25,591.78)

(Creating new title and abolishing old title in Department of Police in compliance with New Jersey Department of Personnel's Title Standardization Program. No salary change. Represented by Police Employee's Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled May 3, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

8-g.

The City Clerk presented **Communication from Business Administrator Monteilh, received April 11, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Assistant Manager, Sewers/Assistant Manager, Water Supply and to abolish the title of Supervising Environmental Specialist in the Department of Engineering)."**

(Assistant Manager, Sewers/

Assistant Manager, Water Supply (1) \$32,321.22 - \$38,974.88)

(Creating new title and abolishing old title in Department of Engineering in compliance with New Jersey Department of Personnel's Title Standardization Program. New salary will be lower than old. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled May 3, 1988 Agenda of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

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8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received April 11, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police and establishing salaries therefor,' (6-S & F-y) adopted November 22, 1966 and amendments thereto (To create the titles of Chief Communications Operator and Communications Operator and to abolish the titles of Chief Communications Officer and Police Communications Officer in the Department of Police)."

(Chief Communications Operator (Police)
(40 Hours) (1) 1/1/87 \$27,847.85 - \$30,168.65)

(Communications Operator (Police)
(40 Hours) (16) 1/1/87 21,379.19 - 22,874.54 - \$24,373.13)

(Creating new titles and abolishing old titles in Department of Police in compliance with New Jersey Department of Personnel's Title Standardization Program. No salary change. Represented by Police Employees Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh, Personnel Officer D'Auria and Mr. Charles Dino, President, Police Employees Union to meet with the Council at their pre-meeting conference May 3, 1988 was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-i.

The City Clerk presented Communication from Business Administrator Monteilh, received April 11, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor,' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Coordinator, Administrative Services and to abolish the titles of Administrative Officer (35 Hours) and Administrative Officer (37½ Hours) in the Department of Health and Human Services)."

(Coordinator, Administrative Services
(35 Hours) (1) \$29,685.13 - \$35,749.13)

(Creating new title and abolishing two old titles in Department of Health and Human Services in compliance with New Jersey Department of Personnel's Reclassification. Fiscal Impact \$2,100. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh, and Personnel Officer D'Auria to meet with the Council at their pre-meeting conference May 3, 1988 was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-j.

The City Clerk presented Communication from Business Administrator Monteilh, received April 12, 1988, enclosing proposed "Ordinance granting approval for Air Rights to the Grant USA Tower Newark Corporation to construct and maintain at its own expense a pedestrian bridge over Lafayette Street from the northerly wall of the "Grant USA I Tower" to the southerly wall of the "Newark Renaissance Mall."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-bb (A.S.) on page 13 in the minutes of this meeting)

8-k.

The City Clerk presented Communication from Business Administrator Monteilh, received April 12, 1988, enclosing proposed "Ordinance granting a bridge easement to the State of New Jersey, Department of Transportation for 784 square feet of Block 5042, Lots 74 through 76 (Routes U.S. 1 & 9) for the consideration of Eighteen Hundred Dollars (\$1,800.) pursuant to N.J.S.A 40A:12-13(b)(1)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled May 3, 1988 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

8-l.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received April 20, 1988, enclosing proposed "Ordinance amending Ordinance 6-S & F-o adopted June 24, 1987, the lease agreement between the City of Newark, Lessor and the Newark Performing Arts Corporation, Lessee (by amending Section 9, ratifying the period June 3, 1987 to date of adoption of ordinance.)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-bc (A.S.) on page 13 in the minutes of this meeting.)

8-m.
(A.S.)

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received April 20, 1988, appointing Mr. Claude M. Coleman as Police Director of the City of Newark for a term commencing April 25, 1988.

(Copy of communication submitted to each Member of the Council)

(For action on this item, see page 45 in the minutes of this meeting.)

8-n.
(A.S.)

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received April 20, 1988, appointing Mr. Stanley J. Kossup as Fire Director of the City of Newark for a term commencing April 25, 1988.

(Copy of communication submitted to each Member of the Council)

(For action on this item, see page 45 in the minutes of this meeting.)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

9-a.

Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the titles of Deputy Municipal Emergency Management Coordinator and Line Worker Helper, Fire in the Department of Fire)."

(Deputy Municipal Emergency

Management Coordinator (1) 1/1/88 \$35,320.90 - \$42,932.89

Line Worker Helper

1/1/88 14,781.90 - 17,349.37)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. One title in Management Class and other represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

April 20, 1988

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A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

9-b.

Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey' (6-S & F-bf) adopted November 22, 1966. (To create the titles of Line Worker and Supervising Line Worker and to abolish the titles of Lineman and Lineman, Foreman in the Department of Fire)."

(Line Worker (11) 1/1/88 \$25,500.00 - \$31,728.32

Supervising

Line Worker (2) 1/1/88 \$29,913.94 - \$31,054.46 - \$32,189.02)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. Represented by Firemen's Mutual Benevolent Association Local No. 4 and I.A.F.F. - Professional Fire Officers Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from March 31, 1988 to April 11, 1988:

BINGO LICENSES

LICENSEE

LICENSE NUMBER

Residents for Community Action	9838 (Amended)
Babyland Nursery, Inc.	9841 (Amended)
Livingston Auxiliary of Foundation for Servicing Children and Young Adults with learning Disabilities	9906
Foundation for Servicing Children and Young Adults with learning Disabilities of New Jersey Inc.	9907
Blessed Sacrament Rosary Society	9910

RAFFLE LICENSES

LICENSEE

LICENSE NUMBER

Bloomfield Unico	9900
Boys & Girls Club of Newark	9901
Society for the Advancement of Management Alumni Association	9902
Parent Association of St. Benedict Elementary School	9903
Parent Association of St. Benedict Elementary School	9904
St. Francis Xavier Roman Catholic Church	9905
Parents Association of St. Benedict Elementary School	9908
Berean Baptist Church	9909

April 20, 1988

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ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

The meeting adjourned at 12:20 A. M., Thursday, April 21, 1988.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey April 29, 1988

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 11:07 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Harris, Payne, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Rice, Tucker, Villani.

City Clerk Marasco read letter dated April 26, 1988, from His Honor, Mayor Sharpe James, calling a special meeting of the Municipal Council for Friday, April 29, 1988, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to consider the transfer of developers for the South Ward Industrial Park, from the Port Authority of New York/New Jersey to the Morris Companies of New Jersey.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

RESOLUTIONS:

7-R-a. (S)

Resolution rescinding Resolution 7-R-b (S-1), May 26, 1987, "Resolution designating the Port Authority of New York/New Jersey, as Redeveloper for South Ward Industrial Project subject to approval of blight determination for Block 2707, Lots 1, 2, 6, 7, 9-17, 19, 21, 23-28; Block 2712, Lots 1-10, 12, 14, 15, 17, 18, 20, 21 and Blocks 2705, 2706, 2713, 2714 in their entirety..."; further designating Morris Companies, 535 Secaucus Road, Secaucus, New Jersey, as Redeveloper of the South Ward Industrial Park Project Area, more specifically identified on Exhibit A and authorizing Mayor and Director of Development to enter into contract with Morris Companies; further, authorizing Director of Finance to accept sum of \$20,000. deposit upon execution of Contract; contract conditioned upon Redeveloper conducting soil tests and other appropriate environmental inspections needed to secure permits from all appropriate permitting agencies and departments.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, President Martinez.
Absent: Councilmen Rice, Tucker, Villani.

APRIL 29, 1988

April 29, 1988

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

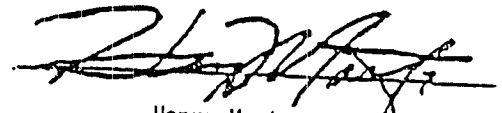
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, President Martinez.

Absent: Councilmen Rice, Tucker, Villani.

The meeting adjourned at 11:08 A.M.

APPROVED:

Robert P. Marasco
City Clerk


Henry Martinez
President

✓ A rescheduled meeting of the regular meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:13 P.M.

The audience arose for the National Anthem.

The invocation was offered by Reverend Benjamin Piazza, St. Francis Xavier Roman Catholic Church.

President Martinez advised of the recent death of Mr. Vincent Gallucci, a longtime member of the Board of Adjustment of the City of Newark and requested the audience stand for a moment of silence in his memory.

Councilman Grant offered a prayer for Mr. Gallucci.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Frederick Cohen, Intergovernmental Liaison Officer Joseph Bradley, Legislative Research Officers John Nulty and Elmer Herrmann, Public Relations Consultants Edna Bailey and Harold Edwards.

Absent: Councilmen Harris, Rice, Tucker.

(Councilman Tucker arrived 1:50 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

A motion to consider Resolution 7-R-ca (A.S.) adopted April 6, 1988, at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

✓ Resolution recognizing and commending Walter H. Gimbel, an employee with the Department of General Services, for 25 years of dedicated service to the City of Newark. (7-R-ca (A.S.), April 6, 1988.

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Gimbel and congratulated him on his many accomplishments during his tenure in the City.

Mr. Gimbel thanked the Members of the Municipal Council for this commendation and noted that he has been and is happy in his employment.

A motion to consider Resolution 7-R-cq (A.S.) at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

7-R-cq.
(A.S.)

Resolution recognizing and commending Saul A. Wolfe, former Finance Finance Director of the City of Newark, On his election as President of the New Jersey State Bar Association.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Wolfe and wished him continued success in his future endeavors.

Mr. Wolfe thanked the Members of the Municipal Council for this recognition.

MAY 3, 1988

1036

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held March 17, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.
Absent: Councilmen Harris, Rice, Tucker.

4-b.

The City Clerk presented Copy of Minutes of Meeting of Housing Authority of the City of Newark, held March 17, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.
Absent: Councilmen Harris, Rice, Tucker.

4-c.

The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held March 17, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.
Absent: Councilmen Harris, Rice, Tucker.

4-d.

The City Clerk presented Report of Contracts Awarded, recommended by the Purchasing Agent and approved by Business Administrator, for the month of March, 1988.

A motion that the Report of Contracts Awarded as recommended by the Purchasing Agent and approved by the Business Administrator be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.
Absent: Councilmen Harris, Rice, Tucker.

4-e.

The City Clerk presented Report of Investments and Time Deposits Purchased for the months of January, 1988 through March, 1988, submitted by Mr. Paul Barton, Manager, Division of Treasury.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole.

In accordance with the regulations as issued by the Division of Local Government Services of the Department of Community Affairs, listed below is the report of investments and time deposits purchased January, 1988 through March, 1988.

Current Fund

January, 1988, Purchases:

Repurchase Agreement, \$ 5,650,000.00, 6.250%, dated 01-04-88, 01-06-88 maturity, First Fidelity Bank
 \$ 5,650,000.00 G.N.M.A., 11%, Var. Mat., safekeeping at First Fidelity. 550 Broad Street
 Newark, New Jersey

Repurchase Agreement, \$ 1,000,000.00, 6.400%, dated 01-05-88, 01-06-88 maturity, First Fidelity Bank
 \$ 1,000,000.00 U.S. Notes, 6.125%, 08-31-88, safekeeping at First Fidelity.

Repurchase Agreement, \$ 825,000.00, 6.375%, dated 01-07-88, 01-08-88 maturity, First Fidelity Bank
 \$ 825,000.00 U.S. Notes, 10.375%, 02-15-88, safekeeping at First Fidelity.

Repurchase Agreement, \$ 5,200,000.00, 6.250%, dated 01-06-88, 01-11-88 maturity, First Fidelity Bank
 \$ 5,200,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 1,000,000.00, 6.250%, dated 01-08-88, 01-11-88 maturity, First Fidelity Bank
 \$ 1,000,000.00 U.S. Notes, 7%, 06-30-88, safekeeping at First Fidelity.

Repurchase Agreement, \$ 5,000,000.00, 6.400%, dated 01-11-88, 01-12-88 maturity, First Fidelity Bank
 \$ 5,000,000.00 U.S. Notes, 8.375%, 12-13-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 5,000,000.00, 6.500%, dated 01-11-88, 01-19-88 maturity, First Fidelity Bank
 \$ 5,000,000.00 G.N.M.A., 11%, Var. Mat., safekeeping at First Fidelity.

CD# 809,409 , \$20,000,000.00, 7.150%, dated 01-11-88, 04-11-88 maturity, First Fidelity Bank
 safekeeping at First Fidelity.

CD# 809,408 , \$22,000,000.00, 7.150%, dated 01-11-88, 04-18-88 maturity, First Fidelity Bank
 safekeeping at First Fidelity.

Repurchase Agreement, \$1,500,000.00, 6.250%, dated 01-12-88, 01-13-88 maturity, First Fidelity Bank
 safekeeping at First Fidelity.

CD# 01-809,385 , \$ 5,272,000.00, 6.820%, dated 01-13-88, 02-16-88 maturity, Howard Savings Bank
 safekeeping at Howard Savings Bank. 200 South Orange Ave
 Livingston, N.J.

CD# 7-95-5389 , \$ 190,000.00, 6.900%, dated 01-12-88, 04-11-88 maturity, Carteret Savings Bank
 safekeeping at Carteret Savings Bank. 200 South Street
 Morristown, N.J.

Repurchase Agreement, \$ 1,000,000.00, 6.000%, dated 01-13-88, 01-14-88 maturity, First Fidelity Bank
 \$ 1,000,000.00 U.S. Notes, 6.875%, 05-15-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 725,000.00, 6.250%, dated 01-14-88, 01-19-88 maturity, First Fidelity Bank
 \$ 725,000.00 G.N.M.A., 9%, Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 6,775,000.00, 6.550%, dated 01-19-88, 01-20-88 maturity, First Fidelity Bank
 \$ 6,775,000.00 U.S. Notes, 6.250%, 02-28-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 6,200,000.00, 6.350%, dated 01-20-88, 01-22-88 maturity, First Fidelity Bank
 \$ 6,200,000.00 U.S. Notes, 7.875%, 05-15-90, safekeeping at First Fidelity.

Repurchase Agreement, \$ 6,200,000.00, 6.350%, dated 01-22-88, 01-25-88 maturity, First Fidelity Bank
 \$ 6,200,000.00 U.S. Notes, 7.75%, 05-15-90, safekeeping at First Fidelity.

Repurchase Agreement, \$ 5,200,000.00, 6.500%, dated 01-25-88, 01-27-88 maturity, Midlantic National Bank
 \$ 5,200,000.00 U.S. Notes, 6.25%, 12-31-88, safekeeping at Midlantic National Bank. 80 Park Plaza
 Newark, New Jersey

CD# 015,419 , \$22,150,000.00, 6.650%, dated 01-25-88, 02-24-88 maturity, Midlantic National Bank
 safekeeping at Midlantic National.

CD# 314,243 , \$ 125,000.00, 6.740%, dated 01-26-88, 04-25-88 maturity, First Fidelity Bank
 safekeeping at First Fidelity.

Current Fund

January, 1988, Purchases, con't.:

Repurchase Agreement, \$ 5,100,000.00, 6.250%, dated 01-27-88, 01-29-88 maturity, Midlantic National
 + 5,100,000.00 U.S. Notes, 6.250%, 12-31-88, safekeeping at Midlantic National.

CD# 815,159 \$ 250,000.00, 6.600%, dated 01-28-88, 04-27-88 maturity, First Fidelity Bank
 safekeeping at First Fidelity.

Repurchase Agreement, \$ 1,150,000.00, 6.250%, dated 01-29-88, 02-02-88 maturity, Midlantic National
 + 1,150,000.00 U.S. Notes, 6.25%, 12-31-88, safekeeping at Midlantic National.

\$127,512,000.00

Current Fund Investments & Time Deposits Purchased,
 January, 1988.

February, 1988, Purchases:

Repurchase Agreement, \$ 1,300,000.00 6.300%, dated 02-01-88, 02-02-88 maturity, First Fidelity Bank
 + 1,300,000.00 U.S. Notes, 8.375%, 12-31-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 175,000.00, 6.125%, dated 02-02-88, 02-04-88 maturity, First Fidelity Bank
 \$ 175,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 725,000.00, 6.250%, dated 02-03-88, 02-04-88 maturity, First Fidelity Bank
 \$ 725,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 3,025,000.00, 6.125%, dated 02-04-88, 02-08-88 maturity, First Fidelity Bank
 \$ 3,025,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 1,675,000.00 6.125%, dated 02-05-88, 02-08-88 maturity, First Fidelity Bank
 + 1,675,000.00 G.N.M.A., 11.5%, Var. Mat., safekeeping at First Fidelity.

Money Market Deposit, \$ 4,000,000.00, Account #1-8-8173-4, Broad National Bank, Rates established
 6.36% February; 6.06% March.
 02-08-88 Date of Deposit. 905 Broad Street monthly:
 Newark, New Jersey

Money Market Deposit, \$ 5,000,000.00, 02-09-88 Date of Deposit, Account #1-8-8173-4, Broad National

Money Market Deposit, \$ 1,000,000.00, 02-18-88 Date of Deposit, Account #1-8-8173-4, Broad National

Repurchase Agreement, \$ 1,600,000.00, 6.000%, dated 02-22-88, 02-23-88 maturity, First Fidelity Bank
 \$ 1,600,000.00 U.S. Notes, 9.125%, 09-30-91, safekeeping at First Fidelity.

Money Market Deposit, \$ 4,650,000.00, 02-23-88 Date of Deposit, Account #1-8-8173-4, Broad National

Repurchase Agreement, \$ 2,550,000.00 6.000%, dated 02-24-88, 02-26-88 maturity, First Fidelity Bank
 + 2,550,000.00 U.S. Notes, 6.5%, 02-15-90, safekeeping at First Fidelity.

CD# 015,616 \$ 5,250,000.00, 6.400%, dated 02-24-88, 03-07-88 maturity, Midlantic National
 safekeeping at Midlantic National.

CD# 015,615 \$ 17,000,000.00, 6.500%, dated 02-24-88, 03-31-88 maturity, Midlantic National
 safekeeping at Midlantic National.

May 3, 1988

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Current Fund

February, 1988, Purchases, con't.:

Repurchase Agreement, \$ 3,770,000.00, 6.250%, dated 02-25-88, 02-29-88 maturity, First Fidelity Bank
\$ 3,770,000.00 U.S. Notes, 8.625%, 11-15-88, safekeeping at First Fidelity.

Repurchase Agreement, \$ 2,950,000.00, 6.100%, dated 02-26-88, 03-01-88 maturity, First Fidelity Bank
\$ 2,950,000.00 U.S. Notes, 6.5%, 02-15-90, safekeeping at First Fidelity.

Repurchase Agreement, \$ 4,800,000.00, 6.125%, dated 02-29-88, 03-01-88 maturity, First Fidelity Bank
\$ 4,800,000.00 U.S. Notes, 6.375%, 09-30-88, safekeeping at First Fidelity.

\$59,470,000.00

Current Fund Investments & Time Deposits Purchases, February
1988.

March, 1988, Purchases:

Repurchase Agreement, \$ 7,000,000.00, 6.200%, dated 03-01-88, 03-02-88 maturity, First Fidelity Bank
\$ 7,000,000.00 U.S. Notes, 6.375%, 09-30-88, safekeeping at First Fidelity.

Repurchase Agreement, \$ 5,950,000.00, 6.125%, dated 03-02-88, 03-07-88 maturity, First Fidelity Bank
\$ 5,950,000.00 U.S. Notes, 7.875%, 08-15-90, safekeeping at First Fidelity.

CD# 827,449 , \$ 375,000.00, 6.500%, dated 03-03-88, 06-01-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

CD# 015,687 , \$11,800,000.00, 6.375%, dated 03-07-88, 03-22-88 maturity, Midlantic National
safekeeping at Midlantic National.

Repurchase Agreement, \$ 1,500,000.00, 6.300%, dated 03-10-88, 03-22-88 maturity, First Fidelity Bank
\$ 1,500,000.00 G.N.M.A., 11%, Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 1,600,000.00, 6.250%, dated 03-11-88, 03-22-88 maturity, First Fidelity Bank
\$ 1,600,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 600,000.00, 6.200%, dated 03-15-88, 03-22-88 maturity, First Fidelity Bank
\$ 600,000.00 F.H.L.B., 8.4%, 11-26-90, safekeeping at First Fidelity.

Repurchase Agreement, \$ 3,700,000.00, 6.000%, dated 03-22-88, 03-23-88 maturity, First Fidelity Bank
\$ 3,700,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

CD# 015,775 , \$11,800,000.00, 6.375%, dated 03-22-88, 03-31-88 maturity, Midlantic National
safekeeping at Midlantic National.

Repurchase Agreement, \$ 4,000,000.00, 6.150%, dated 03-23-88, 03-24-88 maturity, First Fidelity Bank
\$ 4,000,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 3,200,000.00, 6.125%, dated 03-24-88, 03-28-88 maturity, First Fidelity Bank
\$ 3,200,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 825,000.00, 6.125%, dated 03-28-88, 03-30-88 maturity, First Fidelity Bank
\$ 825,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

CD# 015,320 , \$ 9,350,000.00, 6.250%, dated 03-31-88, 04-07-88 maturity, Midlantic National
safekeeping at Midlantic National.

\$61,700,000.00

Current Fund Investments & Time Deposits Purchased, March,
1988.

January, 1988, Purchases:

CD# 806,750 , \$ 5,650,000.00, 7.000%, dated 01-04-88, 04-04-88 maturity, First Fidelity Bank safekeeping at First Fidelity.

CD# 807,414 , \$ 750,000.00, 6.750%, dated 01-11-88, 02-16-88 maturity, First Fidelity Bank safekeeping at First Fidelity.

CD# 815,170 , \$ 800,000.00, 6.600%, dated 01-28-88, 04-27-88 maturity, First Fidelity Bank safekeeping at First Fidelity.

\$ 7,200,000.00

Trust Fund Investments & Time Deposits Purchased, January, 1988.

February, 1988, Purchases:

CD# 015,544 , \$ 750,000.00, 6.550%, dated 02-16-88, 03-17-88 maturity, Midlantic National safekeeping at Midlantic National.

\$ 750,000.00

Trust Fund Investments & Time Deposits Purchased, February,

March, 1988, Purchases:

1988.

CD# 015,750 , \$ 900,000.00, 6.550%, dated 03-17-88, 04-18-88 maturity, Midlantic National safekeeping at Midlantic National.

\$ 900,000.00

Trust Fund Investments & Time Deposits Purchased, March, 1988.

Workmen's Compensation Trust Fund

January, 1988, Purchases:

CD# 809,415 , \$ 1,050,000.00, 6.750%, dated 01-11-88, 02-16-88 maturity, First Fidelity Bank safekeeping at First Fidelity

\$ 1,050,000.00

Workmen's Compensation Trust Investments & Time Deposits Purchased, January, 1988.

February, 1988, Purchases:

CD# 015,545 , \$ 1,000,000.00, 6.550%, dated 02-16-88, 03-17-88 maturity, Midlantic National safekeeping at Midlantic National.

\$ 1,000,000.00

Workmen's Compensation Trust Investments & Time Deposits Purchased, February, 1988.

March, 1988, Purchases:

CD# 015,749 , \$ 850,000.00, 6.550%, dated 03-17-88, 04-18-88 maturity, Midlantic National safekeeping at Midlantic National.

\$ 850,000.00

Workmen's Compensation Trust Investments & Time Deposits Purchased, March, 1988.

May 3, 1988

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Unemployment Trust Fund

January, 1988, Purchases:

CD# 003,293 , \$ 4,359,000.00, 6.750%, dated 01-04-88, 04-04-88 maturity, City National Bank
safekeeping at City National Bank. 900 Broad Street
Newark, New Jersey

CD# 809,413 , \$ 770,000.00, 6.750%, dated 01-11-88, 02-16-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

\$ 5,129,000.00 Unemployment Trust Fund Investments & Time Deposits
Purchased January, 1988.

February, 1988, Purchases:

CD# 015,543 , \$ 770,000.00, 6.550%, dated 02-16-88, 03-17-88 maturity, Midlantic National
safekeeping at Midlantic National.

\$ 770,000.00 Unemployment Trust Fund Investments & Time Deposits
Purchased February, 1988.

March, 1988, Purchases:

CD# 015,743 , \$ 690,000.00, 6.550%, dated 03-17-88, 04-18-88 maturity, Midlantic National
safekeeping at Midlantic National.

\$ 690,000.00 Unemployment Trust Fund Investments & Time Deposits Purchase
March, 1988.

Insurance Trust Fund

January, 1988, Purchases:

CD# 006,459 , \$ 8,750,000.00, 7.000%, dated 01-04-88, 04-04-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

CD# 809,597 , \$ 350,000.00, 6.750%, dated 01-11-88, 02-16-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

\$ 9,100,000.00 Insurance Trust Fund Investments & Time Deposits Purchased
January, 1988.

February, 1988, Purchases:

CD# 003,315 , \$ 275,000.00, 6.250%, dated 02-16-88, 03-21-88 maturity, City National Bank.
safekeeping at City National.

\$ 275,000.00 Insurance Trust Fund Investments & Time Deposits Purchased
February, 1988.

March, 1988, Purchases:

CD# 000,051 , \$ 200,000.00, 6.250%, dated 03-21-88, 04-25-88 maturity, City National Bank,
safekeeping at City National.

\$ 200,000.00 Insurance Trust Fund Investments & Time Deposits Purchased
March, 1988

May 3, 1988

HCDA Trust

January, 1988, Purchases:

CD# 149,148, \$ 4,619,000.00, 6.750%, dated 01-19-88, 02-16-88 maturity, City Federal Savings
safekeeping at City Federal Savings. & Loan 200 Centennial Avenue
Piscataway, New Jers.

\$ 4,619,000.00

HCDA Trust Investments & Time Deposits Purchased, January,

1988.

February, 1988, Purchases:

CD# 003,314 \$ 5,045,000.00, 6.400%, dated 02-16-88, 05-16-88 maturity, City National Bank
safekeeping at City National Bank.

\$ 5,045,000.00HCDA Trust Investments & Time Deposits Purchased, February,
1988.

Inactive Grant Trust

January, 1988, Purchases:

CD# 003,294 \$ 1,695,000.00, 6.750%, dated 01-04-88, 04-04-88 maturity, City National Bank
safekeeping at City National Bank.

\$ 1,695,000.00Inactive Grant Trust Investments & Time Deposits Purchased
January, 1988.

Port Authority Community Development Trust

January, 1988, Purchases:

CD# 812,009 \$ 1,642,000.00, 6.900%, dated 01-19-88, 04-18-88 maturity, First Fidelity Bank,
safekeeping at First Fidelity.

\$ 1,642,000.00Port Authority Community Development Trust Investments & Time
Deposits Purchased, January, 1988.

Water Utility

January, 1988, Purchases:

Repurchase Agreement, \$ 2,800,000.00, 6.250%, dated 01-04-88, 01-06-88 maturity, First Fidelity Bank
\$ 2,800,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 400,000.00, 6.400%, dated 01-05-88, 01-06-88 maturity, First Fidelity Bank
\$ 400,000.00 U.S. Notes, 6.125%, 08-31-88, safekeeping at First Fidelity.

Repurchase Agreement, \$ 3,100,000.00, 6.250%, dated 01-06-88, 01-11-88 maturity, First Fidelity Bank
\$ 3,100,000.00 U.S. Notes, 9.125%, 09-30-91, safekeeping at First Fidelity.

Repurchase Agreement, \$ 225,000.00, 6.375%, dated 01-07-88, 01-08-88 maturity, First Fidelity Bank
\$ 225,000.00 U.S. Notes, 9.625%, 11-15-90, safekeeping at First Fidelity.

CD# 015,21 \$ 562,000.00, 6.800%, dated 01-07-88, 02-08-88 maturity, Midlantic National
safekeeping at Midlantic National.

CD# 811,32 \$ 11,600,000.00, 7.150%, dated 01-08-88, 04-07-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

Repurchase Agreement, \$ 100,000.00, 6.250%, dated 01-08-88, 01-11-88 maturity, First Fidelity Bank
\$ 100,000.00, U.S. Notes, 6.625%, 07-31-88, safekeeping at First Fidelity.

May 3, 1988

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Water Utility

January, 1988, Purchases, con't.:

Repurchase Agreement, \$ 1,700,000.00, 6.400%, dated 01-11-88, 01-14-88 maturity, First Fidelity Bank
\$ 1,700,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

CD# 003,297 , \$ 5,000,000.00, 6.500%, dated 01-11-88, 02-16-88 maturity, City National Bank
Safekeeping at City National.

Repurchase Agreement, \$ 1,850,000.00, 6.250%, dated 01-14-88, 01-19-88 maturity, First Fidelity Bank
\$ 1,850,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 2,000,000.00, 6.550%, dated 01-19-88, 01-20-88 maturity, First Fidelity Bank
\$ 2,000,000.00 U.S. Notes, 6.25%, 12-31-88, safekeeping at First Fidelity.

Repurchase Agreement, \$ 700,000.00, 6.350%, dated 01-20-88, 01-22-88 maturity, First Fidelity Bank
\$ 700,000.00 U.S. Notes, 7.875%, 08-15-90, safekeeping at First Fidelity.

Repurchase Agreement, \$ 700,000.00, 6.350%, dated 01-22-88, 01-25-88 maturity, First Fidelity Bank
\$ 700,000.00 U.S. Notes, 10.00%, 05-15-88, safekeeping at First Fidelity.

Repurchase Agreement, \$ 700,000.00, 6.500%, dated 01-25-88, 01-27-88 maturity, First Fidelity Bank
\$ 700,000.00 U.S. Notes, 6.25%, 12-31-88, safekeeping at First Fidelity.

CD# 814,244 , \$ 125,000.00, 6.740%, dated 01-26-88, 04-25-88 maturity, First Fidelity Bank
Safekeeping at First Fidelity.

Repurchase Agreement, \$ 650,000.00, 6.250%, dated 01-27-88, 01-29-88 maturity, Midlantic National
\$ 650,000.00 U.S. Notes, 6.25%, 12-31-88, safekeeping at Midlantic National.

CD# 815,168 , \$ 100,000.00, 6.600%, dated 01-28-88, 04-27-88 maturity, First Fidelity Bank
Safekeeping at First Fidelity.

Repurchase Agreement, \$ 560,000.00, 6.250%, dated 01-29-88, 02-02-88 maturity, Midlantic National
\$ 515,000.00 U.S. Notes, 6.125%, 01-31-89, safekeeping at Midlantic National.
45,000.00 U.S. Notes, 6.250%, 12-31-88

\$32,872,000.00 Water Utility Investments & Time Deposits Purchased, January

1988.

February, 1988, Purchases:

Repurchase Agreement, \$ 4,950,000.00, 6.300%, dated 02-02-88, 02-02-88 maturity, First Fidelity Bank
\$ 4,950,000.00 U.S. Notes, 8.375%, 12-31-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 2,800,000.00, 6.125%, dated 02-02-88, 02-04-88 maturity, First Fidelity Bank
\$ 2,800,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

CD# 015,467 , \$ 2,000,000.00, 6.375%, dated 02-02-88, 02-09-88 maturity, Midlantic National
Safekeeping at Midlantic National.

Repurchase Agreement, \$ 100,000.00, 6.250%, dated 02-03-88, 02-04-88 maturity, First Fidelity Bank
\$ 100,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 125,000.00, 6.125%, dated 02-04-88, 02-08-88 maturity, First Fidelity Bank
\$ 125,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 300,000.00, 6.125%, dated 02-05-88, 02-08-88 maturity, First Fidelity Bank
\$ 300,000.00 G.N.M.A., 11.5%, Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 325,000.00, 5.750%, dated 02-09-88, 02-10-88 maturity, First Fidelity Bank
\$ 325,000.00 U.S. Bonds, 8.375%, 08-15-2000, safekeeping at First Fidelity.

May 3, 1988

Water Utility

February, 1988, Purchases, con't.:

CD# 015,575 , \$ 2,000,000.00, 6.250%, dated 02-09-88, 02-16-88 maturity, Midlantic National safekeeping at Midlantic National.

Repurchase Agreement, \$ 700,000.00, 6.000%, dated 02-11-88, 02-16-88 maturity, First Fidelity Bank
\$ 700,000.00 U.S. Notes, 6.375%, 11-15-89, safekeeping at First Fidelity.

CD# 015,547 , \$ 1,000,000.00, 6.250%, dated 02-16-88, 02-23-88 maturity, Midlantic National safekeeping at Midlantic National.

CD# 015,548 , \$ 1,000,000.00, 6.500%, dated 02-16-88, 03-01-88 maturity, Midlantic National safekeeping at Midlantic National.

CD# 821,314 , \$ 4,950,000.00, 6.650%, dated 02-16-88, 05-16-88 maturity, First Fidelity Bank safekeeping at First Fidelity.

Repurchase Agreement, \$ 300,000.00, 6.250%, dated 02-18-88, 02-22-88 maturity, First Fidelity Bank
\$ 300,000.00 U.S. Bonds, 7.875%, 11-15-2007, safekeeping at First Fidelity.

Repurchase Agreement, \$ 530,000.00, 6.000%, dated 02-22-88, 02-23-88 maturity, First Fidelity Bank
\$ 530,000.00 U.S. Notes, 9.125%, 09-30-91, safekeeping at First Fidelity.

Repurchase Agreement, \$ 485,000.00, 6.000%, dated 02-23-88, 02-26-88 maturity, First Fidelity Bank
\$ 485,000.00 U.S. Notes, 9.125%, 09-30-91.

CD# 015,611 , \$ 1,000,000.00, 6.250%, dated 02-23-88, 03-01-88 maturity, Midlantic National safekeeping at Midlantic National.

Repurchase Agreement, \$ 140,000.00, 6.250%, dated 02-25-88, 02-29-88 maturity, First Fidelity Bank
\$ 140,000.00 U.S. Notes, 8.625%, 11-15-88, safekeeping at First Fidelity.

Repurchase Agreement, \$ 550,000.00, 6.100%, dated 02-26-88, 03-01-88 maturity, First Fidelity Bank
\$ 550,000.00 U.S. Notes, 6.5%, 2-15-90, safekeeping at First Fidelity.

Repurchase Agreement, \$ 200,000.00, 6.125%, dated 02-29-88, 03-01-88 maturity, First Fidelity Bank
\$ 200,000.00 U.S. Notes, 6.375%, 09-30-88, safekeeping at First Fidelity.

\$23,455,000.00 Water Utility Investments & Time Deposits Purchased,

March, 1988, Purchases:

Repurchase Agreement, \$ 800,000.00, 6.200%, dated 03-01-88, 03-02-88 maturity, First Fidelity Bank
\$ 800,000.00 U.S. Notes, 6.375%, 09-30-88, safekeeping at First Fidelity.

CD# 015,654 , \$ 2,000,000.00, 6.350%, dated 03-01-88, 03-08-88 maturity, Midlantic National safekeeping at Midlantic National.

Repurchase Agreement, \$ 1,000,000.00, 6.125%, dated 03-02-88, 03-07-88 maturity, First Fidelity Bank
\$ 1,000,000.00 U.S. Notes, 7.875%, 08-15-90, safekeeping at First Fidelity.

CD# 827,409 , \$ 250,000.00, 6.500%, dated 03-03-88, 06-01-88 maturity, First Fidelity Bank safekeeping at First Fidelity.

Repurchase Agreement, \$ 1,100,000.00, 6.000%, dated 03-07-88, 03-08-88 maturity, First Fidelity Bank
\$ 1,100,000.00 U.S. Notes, 6.375%, 09-30-88, safekeeping at First Fidelity.

CD# 015,654 , \$ 2,000,000.00, 6.250%, dated 03-08-88, 03-22-88 maturity, Midlantic National safekeeping at Midlantic National.

Repurchase Agreement, \$ 475,000.00, 6.150%, dated 03-10-88, 03-15-88 maturity, First Fidelity Bank
\$ 475,000.00 G.N.M.A., 11%, Var. Mat., safekeeping at First Fidelity

Repurchase Agreement, \$ 235,000.00, 6.100%, dated 03-11-88, 03-15-88 maturity, First Fidelity Bank
\$ 235,000.00 F.h.L.B., 9.95%, 10-25-91, safekeeping at First Fidelity.

May 3, 1988

1045

Water Utility

March, 1988, Purchases, con't.:

CD# 830,965 , \$ 1,650,000.00, 6.550%, dated 03-15-88, 06-13-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

CD# 015,751 , \$ 1,200,000.00, 6.600%, dated 03-17-88, 06-15-88 maturity, Midlantic National
safekeeping at Midlantic National.

CD# 015,776 , \$ 2,000,000.00, 6.375%, dated 03-22-88, 03-31-88 maturity, Midlantic National
safekeeping at Midlantic National.

Repurchase Agreement, \$ 525,000.00, 6.150%, dated 03-23-88, 03-24-88 maturity, First Fidelity Bank
\$ 525,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 375,000.00, 6.125%, dated 03-24-88, 03-28-88 maturity, First Fidelity Bank
\$ 375,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 185,000.00, 6.125%, dated 03-28-88, 03-30-88 maturity, First Fidelity Bank
\$ 185,000.00 G.N.M.A., 11.5%, Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 525,000.00, 6.100%, dated 03-29-88, 03-31-88 maturity, First Fidelity Bank
\$ 525,000.00 G.N.M.A., 11.5%, Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 300,000.00, 6.000%, dated 03-30-88, 03-31-88 maturity, First Fidelity Bank
\$ 300,000.00 G.N.M.A., 11.5%, Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 925,000.00, 6.125%, dated 03-31-88, 04-04-88 maturity, First Fidelity Bank
\$ 925,000.00 G.N.M.A., Var. Mat., safekeeping at First Fidelity.

CD# 015,821 , \$ 2,000,000.00, 6.250%, dated 03-31-88, 04-07-88 maturity, Midlantic National
safekeeping at Midlantic National.

\$17,545,000.00

Water Utility Investments & Time Deposits Purchased, March,
1988.

Water Capital

January, 1988, Purchases:

CD# 80,231 , \$17,345,000.00, 7.150%, dated 01-08-88, 04-07-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

CD# 147,231 , \$ 2,100,000.00, 6.700%, dated 01-19-88, 02-02-88 maturity, City Federal Savings
safekeeping at City Federal.

CD# 147,230 , \$ 2,500,000.00, 6.750%, dated 01-19-88, 02-18-88 maturity, City Federal Savings
safekeeping at City Federal.

CD# 147,189 , \$ 2,500,000.00, 6.800%, dated 01-19-88, 03-21-88 maturity, City Federal Savings
safekeeping at City Federal.

CD# 811,391 , \$ 1,800,000.00, 6.900%, dated 01-19-88, 04-18-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

\$26,245,000.00

Water Capital Investments & Time Deposits Purchased, January,
1988.

February, 1988, Purchases:

CD# 416,102 , \$ 1,000,000.00, 6.850%, dated 02-02-88, 05-02-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

CD# 015,508 , \$ 2,350,000.00, 6.550%, dated 02-18-88, 03-18-88 maturity, Midlantic National
safekeeping at Midlantic National.

\$ 3,350,000.00

Water Capital Investments & Time Deposits Purchased,
February, 1988.

Water Capital, Purchases, cont'd.:

March, 1988, Purchases:

CD# 015,755 , \$ 1,350,000.00, 6.550%, dated 03-18-88, 05-03-88 maturity, Midlantic National
safekeeping at Midlantic National.

CD# 151,137 , \$ 2,500,000.00, 6.665%, dated 03-21-88, 06-20-88 maturity, City Federal Savings
safekeeping at City Federal.

\$ 3,850,000.00Water Capital Investments & Time Deposits Purchased, March,
1988.

Capital

January, 1988, Purchases:

CD# 015,823 , \$ 300,000.00, 6.600%, dated 01-11-88, 01-25-88 maturity, Midlantic National
safekeeping at Midlantic National.

CD# 015,850 , \$ 9,500,000.00, 7.000%, dated 01-13-88, 04-13-88 maturity, Midlantic National
safekeeping at Midlantic National.

CD# 149,100 , \$ 2,000,000.00, 6.750%, dated 01-19-88, 02-18-88 maturity, City Federal Savings
safekeeping at City Federal.

CD# 149,191 , \$ 2,000,000.00, 6.800%, dated 01-19-88, 03-21-88 maturity, City Federal Savings
safekeeping at City Federal.

CD# 812,006 , \$ 8,000,000.00, 6.900%, dated 01-19-88, 04-18-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

CD# 015,821 , \$ 300,000.00, 6.600%, dated 01-25-88, 02-08-88 maturity, Midlantic National
safekeeping at Midlantic National.

\$22,100,000.00

Capital Fund Investments & Time Deposits Purchased.

January, 1988.

February, 1988, Purchases:

CD# 015,493 , \$ 300,000.00, 6.250%, dated 02-08-88, 02-16-88 maturity, Midlantic National
safekeeping at Midlantic National.

CD# 015,549 , \$ 300,000.00, 6.500%, dated 02-16-88, 03-01-88 maturity, Midlantic National
safekeeping at Midlantic National.

CD# 015,569 , \$ 1,800,000.00, 6.550%, dated 02-18-88, 03-18-88 maturity, Midlantic National
safekeeping at Midlantic National.

\$ 2,400,000.00

Capital Fund Investments & Time Deposits Purchased.

February, 1988.

March, 1988, Purchases:

CD# 015,754 , \$ 1,200,000.00, 6.550%, dated 03-18-88, 05-03-88 maturity, Midlantic National
safekeeping at Midlantic National.

CD# 151,138 , \$ 2,000,000.00, 6.650%, dated 03-21-88, 06-30-88 maturity, City Federal Savings
safekeeping at City Federal Savings.

\$ 3,200,000.00Capital Fund Investments & Time Deposits Purchased, March,
1988.\$424,614,000.00Grant Total: Investments & Time Deposits Purchased
January, 1988 thru March, 1988.

The motion was adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

Councilman Carrino requested, through the Chair, that the City Clerk be directed to request from the Director of Engineering the number of permits issued on buildings that do not have masonry party walls.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)

(Business Administrator Monteilh met with the Council February 2, 1988)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

6-F-b.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.

(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

6-F-c.

The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersections of Stockton Street and Delancy Street.

(Intersection: Stockton Street and Delancy Street.

Right Turn on Red Prohibition: North on Stockton Street to east on Delancy Street.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1988.

✓ 6-F-d.

The City Clerk read: An ordinance providing for the vacation of Leonard Place, as laid out 12 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, extending from University Avenue easterly to its terminus.

(For construction of parking lot for Health and Welfare Building on University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1988.

✓ 6-F-e.

The City Clerk read An ordinance to amend and supplement Title 8, Businesses and Occupations, Chapter 17, Used Motor Vehicle Sales Lot, Section 6, Term of License; License Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By adding language to clarify Pro-Rated Payments).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1988.

✓ 6-F-f.

The City Clerk read An ordinance providing for the vacation of Hyatt Avenue, as laid out on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the westerly line of Lot 90 on Block 5020 to the easterly line of Lot 88 on Block 5020.

(J. Sepenuk and Sons requested said vacation to prevent illegal dumping and increase security at their premises 21 Hyatt Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1988.

✓ 6-F-g.

The City Clerk read An ordinance approving a Redevelopment Plan for City Tax Block 596, Lot(s) 36 and 37 (576-586 North 6th Street).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1988.

6-F-h.

The City Clerk read An ordinance approving a Redevelopment Plan for City Tax Block 1958, Lot 13 (40-42 North 10th Street).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1988.

6-F-i.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police and establishing salaries therefor," (6-S & F-y) adopted November 22, 1966 and amendments thereto (To create the title of Line Worker and to abolish the title of Lineman in the Department of Police).

(Line Worker

(40 Hours) (2) 1/1/87 \$23,496.60 - \$24,538.21 - \$25,591.78)

(Creating new title and abolishing old title in Department of Police in compliance with New Jersey Department of Personnel's Title Standardization Program. No salary change. Represented by Police Employee's Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1988.

6-F-j.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Assistant Manager, Sewers/Assistant Manager, Water Supply and to abolish the title of Supervising Environmental Specialist in the Department of Engineering).

(Assistant Manager, Sewers/

Assistant Manager, Water Supply (1) \$32,321.22 - \$38,974.88)

(Creating new title and abolishing old title in Department of Engineering in compliance with New Jersey Department of Personnel's Title Standardization Program. New salary will be lower than old. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1988.

/6-F-k.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Coordinator, Administrative Services and to abolish the titles of Administrative Officer (35 Hours) and Administrative Officer (37½ Hours) in the Department of Health and Human Services).

(Coordinator, Administrative Services

(35 Hours)

(1)

\$29,685.13 - \$35,749.13)

(Creating new title and abolishing two old titles in Department of Health and Human Services in compliance with New Jersey Department of Personnel's Reclassification. Fiscal Impact \$2,100. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1988.

/6-F-l.

The City Clerk read An ordinance granting a bridge easement to the State of New Jersey, Department of Transportation for 784 square feet of Block 5042, Lots 74 through 76 (Routes U.S. 1 & 9) for the consideration of Eighteen Hundred Dollars (\$1,800.) pursuant to N.J.S.A 40A:12-13(b)(1).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1988.

A motion to consider Item 8-k (A.S) on Ordinances on First Reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

May 3, 1988

6-F-m.
(A.S.)

The City Clerk read An ordinance amending Title 16A, Land Use Procedure, Chapter 2, Board of Adjustment, Section 6, Time; Complete Applications, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (to amend application for variance requirements).

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1988.

At a later time in the meeting, after "Hearings of Citizens", a motion to consider Item 8-j on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

6-F-n.

The City Clerk read An ordinance requiring the City Administration to establish procedures to provide voter registration services at appropriate Newark Municipal offices and other facilities.

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1988.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of North Munn and Tremont Avenues.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-5, No Turn On Red of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto the following:

1052

Intersection
North Munn and Tremont Avenues

Right Turn on Red Prohibition
All Right Turns

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for her approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Clinic Attendant, Bilingual in Spanish and English in the Department of Health and Human Services).

(Creating title of Clinic Attendant, Bilingual in Spanish and English in Department of Health and Human Services. Represented by Newark Council No. 21, Civil Service Association. Title replaces one of existing Clinic Attendants.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Clinic Attendant, Bilingual in Spanish and English	(1)	\$11,981.07 - \$14,246.01
1274 (35 Hrs.)		

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Coordinator, Administrative Services and abolishing the title of Chief Clerk in the Department of Development)

(Creating title of Coordinator, Administrative Services and abolishing title Chief Clerk in Department of Development. Represented by Newark Council No. 21, Civil Service Association. Fiscal Impact \$1,500.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Development" (6S&Fz) adopted July 16, 1986 as amended and supplemented be amended to create the following title:

POSITION

Coordinator, Administrative Services (1) 2/29/88 \$29,685.18 - \$35,749.13
1349 (35 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title and title code.

POSITION

Chief Clerk (Dept.)
A194 (35 Hrs.)

SECTION 3. The hereinabove position title shall be come effective February 29, 1988.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez Called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance; further directing the City Clerk to invite Business Administrator Monteilh, Personnel Officer D'Auria and Mr. Morris Farinella, Branch Manager, Newark Office of New Jersey Department of Personnel, to meet with the Council at its May 17, 1988 pre-meeting conference was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

May 3, 1988

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

* Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977 as amended and supplemented (To create the titles of Administrative Clerk and Supervising Account Clerk, Typing in the Department of Law)

(Creating two titles and abolishing one in Department of Law. Other title is employees permanent title necessary for longevity. Represented by Newark Council No. 21, Civil Service Association. Changes are included in 1988 Budget)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefore," (6S&Fg) adopted May 4, 1977 as amended and supplemented be amended to create the following titles:

POSITION

Administrative Clerk (1)	1/1/88	\$19,113.73 - \$22,514.60
0020 (35 Hrs.)		

Supervising Account Clerk, Typing		
3849 (35 Hrs.) (1)	1/1/88	15,557.75 - 18,272.57

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title and title code.

POSITION

Supervising Claims Examiner,		
Workers Compensation (1)	1/1/88	17,959.60 - 21,511.77
A011 (35 Hrs.)		

SECTION 3. The hereinabove position title shall become effective January 1, 1988.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

May 3, 1988

1055

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 as amended and supplemented (To create the title of Police Communication Clerk, Bilingual in Spanish and English, Part-Time in the Department of Police)

(Creating Police Communication Clerk, Bilingual in Spanish and English, Part-Time in Police Department. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefore," (6S&Fk) adopted May 4, 1977 as amended and supplemented, be amended to create the following title:

POSITION

Police Communication Clerk, Bilingual
in Spanish and English, Part-Time \$7.00 Per Hour
A043 (unscheduled hours)

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.
Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police and establishing salaries therefor," (6-S & F-y) adopted November 22, 1966 as amended and supplemented (To create the title of Police Communication Clerk, Bilingual in Spanish and English in the Department of Police).

(Creating title of Police Communication Clerk, Bilingual in Spanish and English in Police Department. Represented by Police Employee's Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1056

Section 1. That Section 1 of an Ordinance entitled, "An ordinance creating positions in the Department of Police and establishing salaries therefore," (6S&Fy) adopted November 22, 1966 as amended and supplemented, be amended to create the following title:

POSITION

Police Communications Clerk,
Bilingual in Spanish and English 1/1/87 \$15,879.37 - \$18,940.14
A043 (40 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.
Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1987 as amended and supplemented (To create the title of Senior Program Analyst in the Department of Engineering)

(Title change in Department of Engineering due to New Jersey Department of Personnel reclassification. Two other employees remain in said title. Represented by Newark Council #21, Civil Service Association. Will be a cost saving to City since salary is lower for this title.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1987, as amended and supplemented, be amended to create the following title:

May 3, 1988

POSITION

1057

Senior Program Analyst (2)
5160
(35 Hrs.)

\$21,356.42 - \$25,642.76

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending and supplementing Title 16:9-48, Garbage and Refuse Collection Disposal of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To require recycling of recyclable materials within any development for the construction of 50 or more units of single-family residential housing or 25 or more units of multi-family residential housing and any commercial or industrial development proposal for the utilization of 1,000 square feet or more of land).

WHEREAS, the legislature of the State of New Jersey has seen fit to enact a law (Public Law 1987, c102) that mandates recycling statewide; and

WHEREAS, put forth as part of this new law, each municipality is required to execute an ordinance to revise their master plan and site plan ordinance to require that proposals for new developments of 50 or more single family units, 25 multi-family units, and 1000 sq. ft. or more of commercial or industrial space incorporate provisions for recycling; and

WHEREAS, the City of Newark wishes to be in compliance with the new Mandatory Recycling Act and promote recycling within its borders.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. Title 16:9-48 of the Revised Ordinances of the City of Newark, be hereby amended and supplemented to read in its entirety as follows:

16:9-48. Garbage and Refuse Collection Disposal and Recyclable Materials.

All sites will be provided with a means of collection and storage for garbage, refuse, and waste which will be generated by the development and be designed to adequately insure protection and freedom from vermin and rodent infestation. Additionally, collection and storage facilities shall be located in an area which will be approved by the department of engineering in order to assure efficient and safe collection and to provide a minimum number of points of collection while not requiring users to walk more than 200 feet to deposit garbage or recyclable materials. All refuse and recyclable materials storage areas shall be contained on a concrete pad and shall be enclosed with a 6 foot high solid fence subject to the approval of the director. Evergreen shrubs shall be planted at the perimeter of the storage area at a minimum initial planting height of 3 feet. Containers for recyclable materials shall be clearly labeled so it is obvious they are for recyclables and not trash. Provisions shall be made by the owner for the separation and recovery of paper and other materials as required under City Revised Ordinance, Title 13 of the Revised Ordinances of the City of Newark.

Any development containing 50 or more units of single-family residential housing or 25 or more units of multi-family residential housing shall include provisions for the separation, collection and disposition and recycling of glass bottles, food and beverage cans and newspapers. Any commercial or industrial development utilizing 1,000 square feet or more of land shall include provisions for the separation, collection and disposition and recycling of three (3) or more materials depending on the nature of the operation. Recycled materials shall be designated by the owner/applicant. Those materials designated shall be approved by the Department of Engineering.

All developments where the separation, collection and disposition and recycling of materials is mandatory as noted herein, shall submit to the Department of Engineering, an annual tonnage report indicating the type and amount of each material recycled. Said report is to be filed no later than March 1 of each year.

For approximate amount of storage space required for recyclable materials, consult Attachment I.

Section 2. Any Ordinance or parts thereof inconsistent with this Ordinance are hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Business and Occupations; Building Contractors (New) Chapter 21, Section 5(a), Issuance of License; Term; Contents; Hearing Process, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Businesses and Occupations; Chapter 21, Building Contractors (new) Section 5(a), Issuance of license, term; contents; hearing process, of the Revised Ordinances of the city of Newark, New Jersey 1966, as amended and supplemented, be amended to read as follows:

8:21-5. Issuance of license; term; contents; hearing process.

(a) Upon filing the application, the applicant shall pay the fee stated in the fee section for such license or for licensing after revocation of a license previously issued to such applicant in accordance with this chapter. After final review and approval of the application, the director shall issue the license to the applicant for the year ending on November 30th of each year and shall expire on that date.

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the Laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Supervising Program Analyst and to abolish the title of Principal Program Analyst in the Department of Human Services).

(Creating title Supervising Program Analyst and abolishing Principal Program Analyst in compliance with New Jersey Department of Personnel's Title Standardization Program. Represented by Newark Council #21, Civil Service Association. No salary change.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Supervising Program Analyst (1) \$24,491.69 - \$29,452.93
3926 (35 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Principal Program Analyst
A405 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are five, the noes are none, one absent during roll call and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City-Clerk is directed to deliver same to the Mayor for his approval or disapproval.

May 3, 1988

1061

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Parking Enforcement Officer and to abolish the title of Parking Violations Officer in the Department of Police).

(Creating title of Parking Enforcement Officer and abolishing Parking Violations Officer in compliance with New Jersey Department of Personnel's Title Standardization Program. Represented by Newark Council #21, Civil Service Association. No salary change.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&Fk) adopted May 4, 1977, as amended and supplemented be supplemented to create the following title:

POSITIONS

Parking Enforcement Officer	(4)	\$14,533.23 - \$17,052.62
7305	(35 Hrs.)	

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITIONS

Parking Violations Officer	
2622	(35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.
Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977 as amended supplemented (To abolish the title of Principal Program Analyst in the Department of Finance).

(Abolishing title of Principal Program Analyst in Department of Finance which has not been approved by New Jersey Department of Personnel.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented thereto, be and the same is hereby amended to abolish the following title:

POSITION

Principal Program Analyst	\$21,356.42 - \$25,642.76
A405 (35 Hrs.)	

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To abolish the title of Principal Program Analyst in the Department of Development).

(Abolishing title of Principal Program Analyst in Department of Development which has not been approved by New Jersey Department of Personnel.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

May 3, 1988

1063

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Development" (6S&Fz) adopted July 16, 1986 as amended and supplemented be amended to abolish the following title:

POSITION

Principal Program Analyst \$21,356.42 - \$25,642.76
A405 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are five, the noes are none, one absent during roll call and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Laborer, Demolition and Board-Up and abolish the titles of Board-Up Worker and Demolition Wrecker in the Department of Development).

(Creating title of Laborer, Demolition and Board-Up Wrecker and abolishing titles of Board-Up Worker and Demolition Wrecker due to reclassification by New Jersey Department of Personnel. Represented by Local 6, International Federation of Health Professionals. No salary change.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Development" (6S&Fz) adopted July 16, 1986 as amended and supplemented be amended to create the following title:

POSITION

Laborer, Demolition and Board-Up	5/2/88	\$16,162.60 - \$18,958.72
2248 (40 Hrs.) (1)	1/1/89	17,213.17 - 20,191.04

May 3, 1988

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Board-Up Worker
A383 (40 Hrs.)

Demolition Wrecker
A381 (40 Hrs.)

SECTION 3. The hereinabove position title shall become effective May 2, 1988.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeases are six, the noes are none and three absent.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Director of Social Work Services and to abolish the title of Manager, Division of Social Services in the Department of Health and Human Services).

(Creating title of Director of Social Work Services and abolishing Manager, Division of Social Services in compliance with New Jersey Department of Personnel Title Standardization Program. Not represented by any bargaining unit. No salary change.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

May 3, 1988

1065

POSITION

Director of Social Work Services (1) \$41,207.73 - \$50,088.04
5424

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Manager, Division of Social Services
A287 (1) 41,207.73 - 50,088.04

SECTION 3. The hereinabove noted position namely Director of Social Work Services is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in this position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeases are six, the noes are none and three absent.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To create certain position titles in the Department of Land Use Control).

(Creating seven titles and abolishing four in Department of Land Use Control to properly classify four titles in City Planning and three in Housing Community Development Act. Represented by Newark Council #21, Civil Service Association. Positions are funded through Housing Community Development Act.)

May 3, 1988

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to create the following position titles:

POSITION

Architectural Assistant
5630 (35 Hrs.) (1) \$31,081.37 - \$37,462.50

Principal Planner, Cartography
5546 (35 Hrs.) (1) 28,328.61 - 34,116.81

Principal Planner, Community
Development Program
5335 (35 Hrs.) (1) 28,328.61 - 34,116.81

Principal Planner, Transportation
2839 (35 Hrs.) (1) 28,328.61 - 34,116.81

Senior Planner, Housing
5407 (35 Hrs.) (1) 24,491.68 - 29,452.83

Senior Planner, Transportation
3511 (35 Hrs.) (1) 24,491.68 - 29,452.83

Supervising Drafting Technician
6552 (35 Hrs.) (1) 25,925.00 - 31,081.35

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles and title codes:

Principal Comprehensive Planner
A330 (35 Hrs.)

Principal Planner
2837 (35 Hrs.)

Senior Comprehensive Planner
A426 (35 Hrs.)

Senior Planner
3511 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.
Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

May 3, 1988

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6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the title of Community Relations Specialist, Bilingual in Portuguese and English and to abolish the title of Community Service Aide in the Department of Fire).

(Creating title of Community Relations Specialist, Bilingual in Portuguese and English and abolishing Community Service Aide due to reclassification by New Jersey Department of Personnel. Represented by Newark Council #21, Civil Service Association. No salary change.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6S&FL) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Community Relations Specialist,
Bilingual in Portuguese and English (1) \$19,649.73 - \$23,566.04
7358 (35 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Community Service Aide
1313 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by deleting therefrom a reserved parking space on South 17th Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

South 17th Street
West side, beginning 123 feet north of the
northerly curblin of 14th Avenue and extending 20
feet northerly therefrom.

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. This ordinance does not require approval by the Commissioner of Transportation.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance of the City of Newark conveying to the Newark Redevelopment and Housing Authority property at 129-133 Howard Street Block 2499, Lots 15 and 17, for the nominal fee of one dollar (\$1.00); pursuant to N.J.S.A. 40A:12-13(b)(1)

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May 3, 1988

WHEREAS, the Newark Redevelopment and Housing Authority needs to acquire certain real property commonly known as Block 2499, Lots 15 and 17, also known as 129-133 Howard Street on the Official Tax Maps and Tax Duplicate (year 1988) which are owned by the City of Newark, New Jersey in order to effectuate its purposes; and

WHEREAS, said properties are not needed for public purposes by the City of Newark;

WHEREAS, if the Newark Redevelopment and Housing Authority sells the subject properties, the City of Newark will receive their pro rata share of the proceeds within forty-eight hours.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. The City of Newark convey to the Newark Redevelopment and Housing Authority, a body corporate and politic of the State of New Jersey, the properties listed in Exhibit A by private sale, for the nominal consideration of one dollar pursuant to N.J.S.A. 40A:12-13(b)(1).

2. The Director of the Department of Development be and is hereby authorized to execute bargain and sale deeds conveying the properties listed on Exhibit A to the Newark Redevelopment and Housing Authority.

3. If the Newark Redevelopment and Housing Authority, sells or otherwise transfers the properties listed in Exhibit A, a pro rata share of the proceeds therein shall be paid to the City of Newark within 48 hours.

4. The Deeds shall be approved as to form and legality by the Corporation Counsel and attested and acknowledged by the City Clerk.

5. The subject properties are not required for public purposes.

6. The Director of Finance be and is hereby authorized to receive proceeds of sale and to deposit same in the redevelopment trust account.

7. A copy of the executed deed(s) shall be placed on file in the Office of the City Clerk by the Director of the Department of Development.

8. This ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting an easement to State of New Jersey, Department of Transportation for 121 Avenue I, Block 5042, Lot 76B, for nominal consideration of one dollar (\$1.00); pursuant to N.J.S.A. 40A:12-13(b)(1).

WHEREAS, the Department of Transportation of the State of New Jersey is entrusted by law with the general police power of regulating access along highways, streets and roads under its jurisdiction; and

WHEREAS, Routes U.S. 1 & U.S. 9 is under the jurisdiction of the Department of Transportation; and

WHEREAS, the Department of Transportation has requested a denial of access to the general public for Parcel DA35C of Routes U.S. 1 & 9, Block 5042, Lot 76B, a city owned property and has requested an easement over same; and

WHEREAS, Parcel DA35C of Routes U.S. 1 & 9 also known as 121 Avenue I, Block 5042, Lot 76 B, on the Official Tax Map and Tax Duplicate (year 1988) of the City of Newark, New Jersey is not needed for public purposes by the City of Newark.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. The City of Newark convey to the Department of Transportation, a body corporate and politic of the State of New Jersey, an easement for the properties listed in Exhibit A by private sale, for the nominal consideration of one dollar (\$1.00), pursuant to N.J.S.A. 40A:12-13(b)(1)
2. The Director of the Department of Development be and is hereby authorized to execute any and all documents or bargain and sale deeds conveying the properties listed on Exhibit A to the Department of Transportation of the State of New Jersey.
3. The Deeds shall be approved as to form and legality by the Corporation Counsel and attested and acknowledged by the City Clerk.
4. The subject properties are not required for public purposes.
5. The Director of Finance be and is hereby authorized to receive proceeds of sale and to deposit same in the redevelopment trust account.
6. A copy of the executed deed shall be placed on file in the office of the City Clerk by the Department of Development.
7. This Ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

May 3, 1988

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-u.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-h adopted September 16, 1987 entitled, "An ordinance authorizing the cancellation of taxes, interest and penalties accruing after the effective date of the tax abatement agreement for the premises located at 189-195 Frelinghuysen Avenue, Newark, New Jersey (To correct the street address).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Ordinance 6S+Fh adopted September 16, 1987 adopted authorized the cancellation of 1984 omitted added assessment of \$45,533.00 and taxes in the amount of \$5,728.05 and the 1985 omitted assessment of \$136,600.00 and taxes in the amount of \$16,296.38 and the 1986 assessment of \$135,600.00 and taxes in the amount of \$17,525.28 along with any and all interests for the property described as 189-195 Frelinghuysen Avenue, Newark, New Jersey; and

WHEREAS, said ordinance incorrectly described the premises; and

WHEREAS, the property should be described as 197-203 Frelinghuysen Avenue, Block 2762, Lot 5, Newark, New Jersey.

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. Ordinance 6S+Fh adopted September 16, 1987 adopted is hereby amended to reflect correct address of the subject property to read 197-203 Frelinghuysen Avenue, Block 2762, Lot 5.

2. Any Ordinances or parts thereof inconsistent herewith are hereby repealed.

3. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

1072 6-Ph, S & F-v.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance repealing Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing, Generally, Section 3.1, Parking Prohibited at Any Time for Trucks, Truck Cabs, Truck Trailers and Buses Exceeding 4 Tons in Weight or Capacity of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 23, Traffic and Parking, Chapter 5, Stopping and Standing, Generally, Section 3.1 Parking Prohibited at any time for trucks, truck cabs, truck trailers and buses exceeding 4 tons in weight or capacity, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby repealed.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-w.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing, Generally, Section 3.2, Parking Prohibited Between 11:00 P. M. and 5:00 A. M. for Commercial Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by deleting paragraph (b)(2))

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing, Generally, Section 3.2, Parking Prohibited between 11:00 P.M., and 5:00 A.M., for commercial vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended by deleting therefrom paragraph (b) (2).

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

President Martinez directed the City Clerk to communicate with Mayor James requesting that this ordinance be strictly enforced.

✓ 6-Ph, S & F-x.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance supplementing Title 11AA, "Fire Prevention Code", of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, Governing the Sale, Display and Discharge of Fireworks within the City of Newark.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 11AA, "Fire Prevention Code", of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is further amended and supplemented by the addition of a new chapter thereto governing the sale, display and discharge of fireworks within the City of Newark reading as follows:

CHAPTER 2. FIREWORKS

11AA:2-1 Definition.

Fireworks shall mean and include any combustible or explosive composition, or any substances, or combination of substances, or article prepared for the purpose of producing a visible or an audible effect by combustion, explosion, deflagration or detonation, and shall include blank cartridges, toy pistols, toy cannons, toy canes or toy guns in which explosives are used, the type of balloons which require fire underneath to propel the same, firecrackers, torpedoes, skyrockets, Roman candles, dago bombs, sparklers or other devices of like construction and any device containing any explosive or flammable compound, or any tablets or other devices containing any explosive substance, except that the term "fireworks" shall not include auto flares, paper caps containing not in excess of an average of .25 grain (16.2 mg) of explosive content per cap, and toy pistols, toy canes, toy guns or other devices for use of such caps, the sale and use of which shall be permitted at all times.

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11AA:2-2 Sale, Possession or Use Prohibited; Exception.

The sale, possession or use of fireworks shall be prohibited in the City of Newark in accordance with N.J.S.A. 21:3-2 except as provided herein by this Chapter.

11AA:2-3 Permit Required; Fee.

A resolution authorizing a permit shall be obtained from the Municipal Council prior to the sale, display or discharge of any fireworks within the City of Newark. The fee of such permit shall be \$300.00.

11AA:2-4 Permit Application Requirements.

(a) An application for a permit may be obtained from the chief of the fire department and must be submitted to said fire official at least 45 days in advance of the date of the display or discharge of fireworks.

(b) All such applications for permits shall set forth the following.

(1) the date, time and place of making such display or discharge;

(2) the name, address, telephone number, I.D. or social security number of any person, firm, partnership, corporation, association or group of individuals making the display and/or in charge of igniting, firing, setting-off, exploding or causing to be exploded such fireworks;

(3) the experience of any person, firm, partnership, corporation, association or group of individuals making the display and/or in charge of igniting, firing, setting-off, exploding or causing to be exploded such fireworks, including references; and

(4) whether any person, firm, partnership, corporation, association or group of individuals making the display and/or in charge of igniting, firing, setting-off, exploding or causing to be exploded such fireworks, has ever been convicted of a crime, indicating the date and type of conviction.

(5) a list of the fireworks to be displayed or discharged, and where same are to be stored prior to the display or discharge.

(c) The following shall be submitted with the application for the fireworks permit:

(1) a site plan of the display area with a plan of discharge which shows the set-up, discharge, disposal of unfired fireworks and emergency plan;

(2) the permit fee of \$300.00 payable to the City of Newark;

(3) a surety in the form of a bond or certified check payable to the City of Newark in the sum of \$2,500.00, conditioned for the payment of all damages to persons or property by reason of the display and arising from any acts of the permittee, his agents, employees or subcontractors; and

... a certified true copy of the policy of insurance with an endorsement naming the City of Newark as a co-insured stating that the insured shall indemnify the City of Newark and hold the City of Newark harmless. Said policy must be in an amount not less than \$500,000.00 for each injury or claim and \$1,000,000.00 per occurrence. No aggregate policy of insurance, nor a policy of insurance containing a deductible attributable to the City of Newark will be accepted.

11AA: 2-5. Conditions for Issuance of Permit.

The display and/or discharge of fireworks shall be handled by a competent operator approved by the chiefs of the police and fire departments. Such display shall be of such a character, and so located, discharged, or fired, as in the opinion of the chiefs of the police and fire departments, after proper inspection, shall not be hazardous to property or endanger any person(s). The location of the storage place of said fireworks shall be subject to the approval of the chief of the fire department. Prior to the issuance of a permit, the application for same, including the Certificate of Insurance must be reviewed and approved by the Law Department of the City of Newark. The sale, possession, use and distribution of fireworks for such display shall be lawful under the terms and conditions approved with the permit and for that purpose only. No permit issued hereunder shall be transferable. Upon issuance of the permit, the fire department shall immediately notify the police department of same.

11AA:2-6. Disposal of Unfired Fireworks.

Unfired fireworks and trash remaining after the display or discharge is concluded shall be immediately disposed of in a safe manner approved by the fire official.

11AA:2-7 Seizure of Fireworks; Penalties.

The fire official shall seize, take, remove or cause to be removed at the expense of the owner, all stocks of fireworks offered or exposed for sale or display, stored or held in violation of this chapter. Any person violating any of the provisions of this chapter shall be subject to the same penalties as set forth in N.J.S.A. 21:3-8.

Section 2. Any prior ordinance or part thereof inconsistent herewith is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

May 3, 1988

1076-Ph, S & F-y.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting approval for air rights to the Grant USA Tower Newark Corporation to construct and maintain at its own expense a pedestrian bridge over Lafayette Street from the northerly wall of the "Grant USA I Tower" to the southerly wall of the "Newark Renaissance Mall".

WHEREAS, the Grant USA Tower Newark Corporation is the Owner of, and is in the process of developing an area in the City of Newark, known as the "Grant USA I Tower", which area is located on Lots 9, 11 and 15 on Block 865 in the City of Newark, New Jersey; and

WHEREAS, the Grant USA Tower Newark Corporation desires to construct and maintain, at its own expense, a pedestrian bridge above Lafayette Street as it now exists, crossing between "Grant USA I Tower" and the "Newark Renaissance Mall", all within the area as set forth in the metes and bounds description prepared by Herbert Schlesinger attached hereto as Exhibit "A"; and

WHEREAS, Newark Renaissance Mall, Inc., has agreed to allow said pedestrian bridge to be connected to the "Newark Renaissance Mall", as stated in the letter attached hereto as Exhibit "B".

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That permission be and the same is hereby given to the Grant USA Tower Newark Corporation to construct and maintain, at its own expense, a pedestrian bridge crossing Lafayette Street from the northerly wall of the "Grant USA I Tower" to the southerly wall of the "Newark Renaissance Mall" specifically described in the metes and bounds description prepared by Herbert Schlesinger, a copy of which is attached hereto as Exhibit "A" at a clearance height approximately 31.6 feet above Lafayette Street.

Section 2. That such permission be and the same is hereby granted upon the condition that the Grant USA Tower Newark Corporation shall secure the necessary permits from the City of Newark and that the construction of said bridge shall comply with the Uniform Construction Code and any and all applicable Laws, Statutes and Ordinances.

Section 3. That such permission be and the same is hereby given upon condition and provision that the Grant USA Tower Newark Corporation, its successors and assigns shall indemnify and save harmless the City of Newark its officers, agents and servants from, and at its own expense, defend any and all claim or claims whatsoever arising from or occasioned by the defective design or construction or that may arise from want of repairs and shall indemnify and save harmless the said City of Newark, its officers, agents and servants from, and at its own expense, defend any and all claims whatsoever for injuries or other damages suffered or sustained by any person, firm or corporation as a result of the construction, use, operation or repair of the said structure or as a result of or in any way connected with the granting of this permission.

May 3, 1988

Section 4. In addition to the indemnity agreement aforesaid the Grant USA Tower Newark Corporation, its successors and assigns, shall at its own cost and expense procure and keep in full force and effect paid-up policies for comprehensive general liability insurance in favor of the City of Newark, in the amount of at least \$1,000,000.00 for injury to any one person and \$5,000,000.00 to more than one person arising out of any one accident, and property damage insurance insuring the City of Newark as its interest may appear against any and all claims for damage to property of others to the extent of \$250,000.00 said policies to be approved by the Corporation Counsel and proof of said insurance coverage to be filed with the City Clerk. The City of Newark, through the office of the Corporation Counsel, shall periodically review the amount of liability insurance required under this agreement and shall have the right to increase the amount of insurance deemed by the City to be in the best interest of the City.

Section 5. That such permission be and the same is hereby given upon condition and provision that the Grant USA Tower Newark Corporation shall enter into an aerial easement agreement with the City of Newark. This agreement shall be executed on behalf of the City of Newark by the Director of Engineering and attested to by the City Clerk who shall affix the City Seal thereto. An executed copy of the agreement shall be filed with the City Clerk by the Director of Engineering.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with law.

Section 7. The cost of advertising this Ordinance shall be borne by the Grant USA Tower Newark Corporation.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the location of this pedestrian bridge.

President Martinez stated this bridge would be located in the vicinity of Lafayette and Broad Streets.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-z.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-o adopted June 24, 1987, the lease agreement between the City of Newark, Lessor and the Newark Performing Arts Corporation, Lessee (By amending Section 9, ratifying the period June 3, 1987 to date of adoption of ordinance).

May 3, 1988

WHEREAS, the City of Newark entered into Lease with the Newark Performing Arts Corporation for the management and rehabilitation of Newark Symphony Hall; and

WHEREAS, paragraph nine (9) of the lease agreement should be revised; and

WHEREAS, said revision does not materially change the intent of the lease provision; and

WHEREAS, there are no additional city dollars required.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The Municipal Council of the City of Newark hereby ratifies the amendment of Section 9 of the lease agreement between the City of Newark, Lessor, and Newark Performing Arts Corporation, Lessee, from June 3, 1987 to date of adoption of this Ordinance.

2. The Municipal Council of the City of Newark hereby amends Section 9 of the aforementioned lease agreement shall be amended to read in its entirety as follows:

SECTION 9 - Lessor is responsible for rate and charges for electricity, water, light, heat and power rendered or supplied and other items related to the physical maintenance of the premises throughout the term of this lease. The Director of the Department of General Services shall be responsible for determining those items that relate to building physical maintenance. Lessor shall also provide an amount not to exceed Five Hundred Thousand Dollars (\$500,000) in year one of the lease term. The subsequent years shall be funded on the terms and conditions as provided hereafter.

(a) Pursuant to this lease, the Lessor shall provide the Lessee with four installment payments in the amount of one-fourth of the current year's allocation to be paid on January 1, April 1, July 1 and October 1 of the current lease year. Preceding the initial payment of any dollars, the Lessee shall submit a request for a quarterly drawdown and shall include in such request a financial report of prior quarter's activities including all costs and expenses related to those items covered together with a report on all programming and attendance.

(b) At the end of each year covered by this lease, the Lessee shall supply the Lessor with a certified audit of all charges and expenses within 60 days after the close of the calendar year. The Lessee and the Lessor shall review the Lessee's certified audit and shall make a determination at that time whether the annual allocation of Five Hundred Thousand Dollars (\$500,000) shall be adjusted.

(c) The Lessee shall be required to maintain all records related to the payment of any and all bills authorized under this lease agreement together with all programming and attendance records for all events held at Symphony Hall.

(d) The Department of Development, in conjunction with the Division of Recreational and Cultural Affairs, shall be responsible for confirming the annual attendance for all affairs held at Symphony Hall.

3. All other terms and provisions of the lease shall remain in full force and effect.

4. This Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-ba.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage.

Ordinance approving a Redevelopment Plan for City Tax Block 809, Lot 39 (275 Montclair Avenue).

WHEREAS, the Central Planning Board, City of Newark, New Jersey, has considered and did approve a Resolution on February 1, 1988, which is annexed hereto, a Redevelopment Plan for City Tax Block 809, Lot 39 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

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Section 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

Section 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body, and accordingly, this body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

Section 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the technical amendments to the ordinance, to approach the rail, give their name and address and be heard.

MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to information as to the name, nationality and the kind of structure being erected on this property.

Councilman Carrino advised that the developer was Portuguese, he did not know his name and that townhouses were being built on this land.

No one else appearing, a motion to close the hearing on the amendment and adopt the ordinance, as amended, on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Harris, Rice, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-bb.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance to amend an ordinance imposing a tax on Employer Payrolls in the City of Newark, "Ordinance 6-S & F-m, January 4, 1978, as amended by Ordinance 6-S & F-k, January 3, 1979, as amended by Ordinance 6-S & F-b, adopted January 16, 1980, as amended by Ordinance 6-S & F-k, February 17, 1982, as amended by Ordinance 6-S & F-i, March 16, 1983, as amended by Ordinance 6-S & F-bt, December 18, 1985 to impose a rate of one percent (1.0%) effective January 1, 1988.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Mr. Joseph Faccone, Samuel Klein and Company, External Auditors met with the Council February 2, 1988)
(Public Hearing Closed)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.
Absent: Councilmen Harris, Rice, Tucker.

HEARINGS OF CITIZENS.

6-HC-a.

MR. MARVIN JENKINS EL, LINCOLN MOTEL, EAST ORANGE, NEW JERSEY, addressed the Members of the Municipal Council with respect to reasons why he is homeless and also requested that notices of meetings should be advertised so that all residents are given the opportunity to address the Members of the Municipal Council.

(Councilman Tucker arrived 1:50 P.M.)

Councilman Tucker stated, for the record, the reason he was late for the meeting was that as a Commissioner of the Passaic Valley Sewerage Commission, it was necessary for him to attend an organizational meeting of the PVSC.

6-HC-b.

MR. CHARLES M. GROSSMAN, ESQ., 1180 RAYMOND BOULEVARD, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council, on behalf of Mr. Lopez, his client. He noted he had been advised of the possibility of a blight determination on property 96-98 Central Avenue being presented to the Municipal Council for its consideration. He requested that the Members of the Council vote against this blight declaration.

Councilman Grant requested President Martinez to designate a committee to make an in-depth study of this matter.

President Martinez appointed Councilman Grant, Chairman and Councilman Tucker and Councilwoman Villani to serve on this committee.

6-HC-c.

MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the time frame on repairs to the City Hall dome, parties for the secretaries and the Mayor's appointments of Fire Director and Police Director.

President Martinez directed the City Clerk to communicate with Engineering Director Zach and General Services Director Lopez requesting information on when this work would be completed.

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RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution ratifying and authorizing Director of Development to enter into contract with Newark Alumni Inc., a New Jersey non-profit corporation, for providing technical assistance to low and moderate income South Ward Newark residents in securing mortgages for affordable housing, for period April 1, 1988 through March 31, 1989, for \$50,000., funds provided by H.C.D.A. FY XI.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Mr. Carl Sharif met with Council April 19, 1988)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-b.

Resolution amending Resolution 7-R-c (S-1), August 23, 1985, authorizing transfer of Housing and Community Development Block Grant Ninth Year Funds (H.C.D.A. IX), from Lyons Family Health Center and Ironbound Health Center, Other Expenses, to New Hope Development Corporation, Other Expenses, to provide consistency with audited figures.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Budget Officer Omolino met with Council May 3, 1988)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-c.

Resolution amending Resolution 7-R-ba-3, November 16, 1987, authorizing transfer of Housing and Community Development Act XI Funds, from Reprogrammable Funds, Salaries and Wages, Other Expenses-\$50,000. to Newark Alumni, Inc., Other Expenses-\$50,000., to provide consistency with audited figures.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-d.

Resolution authorizing transfer of funds from Housing and Community Development Act XI Funds (Reprogrammable Funds) to Housing and Community Development Act XII Funds, Various Projects; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-e.

Resolution ratifying and authorizing Director of Health and Human Services to enter into contract with Sharada Shekar, M.D., for provision of medical services at Division of Community Health, for period April 4, 1988 to July 15, 1988; maximum amount of contract is \$9,325.02; \$5,237.35 available in temporary budget; remainder contingent upon adoption of 1988 budget. (Contract awarded without competitive bidding as a "Professional Service" under provisions of Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-f.

Resolution ratifying and authorizing Director of Health and Human Services to enter into contract with Pratibha A. Kulkarni, M.D., for provision of medical services at Division of Community Health, for period April 4, 1988 to July 15, 1988, maximum amount of contract is \$12,433.36; \$6,983.12 available in temporary budget; remainder contingent upon adoption of 1988 budget. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contract Laws (N.J.S.A. 40A:11-5(1)(a)))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-g.

Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contracts with Amity Clinic, Essex Animal Hospital, East Orange Animal Hospital, Modern Animal Hospital, Broad Animal Hospital, Chancellor Animal Hospital, Animal Medical-Surgical Center, Valley Veterinary Hospital, American Dog and Cat Hospital and South Orange Animal Hospital, for provision of veterinary services, for period November 1, 1987 through October 31, 1988; maximum amount to be paid by City of Newark is \$5.00 per three year rabies vaccine; maximum amount not to exceed \$9,000. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contract Laws (N.J.S.A. 40A:11-5(1)(a)))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-h.

Resolution authorizing Director of Health and Human Services to apply for funds in amount of \$212,577. from New Jersey State Department of Health for period July 1, 1988 to June 30, 1989, to continue its Urban Rodent Control Project.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilmen Harris, Rice.

/7-R-i.

Resolution ratifying and authorizing Director of Health and Human Services to renew membership for the City of Newark in the Suburban Regional Health Commission and benefit from their environmental control services in amount of \$45,835., for period January 1, 1988 to December 31, 1988; \$10,925. certified by Municipal Comptroller; no funds shall be expended unless and until funds are appropriated.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.
 Absent During Roll Call: Councilman Tucker.
 Absent: Councilmen Harris, Rice.

/7-R-j.

Resolution amending Resolution 7-R-bk, May 20, 1987, contract with New Jersey Department of Health and Human Services, for Women, Infants and Children's Supplemental Feeding Program (WIC), for period October 1, 1986 to September 30, 1987, by increasing amount of contract from \$569,600. to \$600,100.; State of New Jersey granted additional award in amount of \$30,500. for period October 1, 1987 to September 30, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.
 Absent During Roll Call: Councilman Tucker.
 Absent: Councilmen Harris, Rice.

/7-R-k.

Resolution amending Resolution 7-R-g, March 2, 1988, ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Essex County Department of Citizens Services, Division on Aging, to continue implementing the Nutrition Project for the Elderly, for period January 1, 1988 to March 31, 1988, in amount of \$173,735; by extending termination date to December 31, 1988 and increasing budget to \$675,522.; all other terms and conditions are in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.
 Absent During Roll Call: Councilman Tucker.
 Absent: Councilmen Harris, Rice.

/7-R-l.

Resolution ratifying and authorizing Director of Development to enter into and execute contract with Neighborhood Housing Services of Newark Inc., a New Jersey Non-profit Corporation, for purpose of rehabilitation of privately owned property in Newark's South Ward, for period November 1, 1987 through October 31, 1988, in amount of \$100,000.; funds provided from H.C.D.A. FY XIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.
 Absent During Roll Call: Councilman Tucker.
 Absent: Councilmen Harris, Rice.

7-R-m.

Resolution authorizing Director of Engineering to execute contract with Gaston Lawrence Raffaelli, P.E., 5 Crescent Avenue, Rocky Hill, New Jersey 08853, for design services for Reconstruction of the Rotunda Pool, Clifton Avenue and 7th Avenue East, Newark, for total sum of \$139,000.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed an additional \$8,400.; \$99,000. provided in 1988 Capital Budget; balance to be provided out of future funds. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contract Laws (N.J.S.A. 40A:11-5(1)(a)))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez
 Absent During Roll Call: Councilman Tucker.
 Absent: Councilmen Harris, Rice.

7-R-n.

Resolution authorizing Director of Engineering to execute Contract 88-16, Reconditioning of Municipal Fire Hydrants in Place, with Waterware Corporation, 2502 Edgemond Street, Philadelphia, Pennsylvania 19125, lowest responsible bid submitted for total sum of \$53,600.; further authorizing Director of Engineering to execute change orders as needed to fulfill goals of this project in net amount not to exceed an additional \$2,500.; funds provided in 1988 Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Rice.

7-R-o.

Resolution authorizing Director of Engineering to execute Contract 88-13, Municipal Fire Hydrant Painting - Citywide, with Paint Smart Contractors Inc., 119 E. Centre Street, Nutley, New Jersey, lowest responsible bid submitted, for total sum of \$9,250.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed an additional \$1,500.; funds provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Rice.

7-R-p.

Resolution authorizing Director of Engineering to enter into and execute contract with engineering firm of Dresdner, Robin & Associates for evaluation and revision of Municipal Contingency Response Plan (CRP) and the Emergency Operations Plan (EOP); total contract fee shall not exceed \$28,700. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contract Laws (N.J.S.A. 40A:11-5(1)(a)))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Rice.

May 3, 1988

7-R-q.

Resolution authorizing Director of Engineering to execute contract with Distributo Recycling Incorporated to be the market for the sale of recyclable materials collected by the City Curbside Recycling Program, for term of 5 years beginning on day contract is executed; revenues generated from project to be deposited into account for purpose of increasing recycling within the City of Newark. (Contract awarded without competitive bidding as is allowed by State of New Jersey Mandatory Recycling and Source Separation Act of 1987 (P.L. 1987, c. 102) which amends the Local Public Contracts Law to allow for negotiated sale of recyclable materials without public bidding)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-r.

Resolution ratifying and authorizing actions of Director of Engineering to submit grant application in amount of \$292,650. and to submit all necessary forms and pertinent information to New Jersey Office of Recycling for proper administration of the Clean Communities Act to encourage an increased anti-litter campaign.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-s.

Resolution amending Resolution 7-R-n, February 17, 1988, contract with Private Industry Council, for Implementation of Marketing Activities, for Enhancement of Employment and Training System, PY87-22-01-N, for period July 1, 1987 to June 30, 1988, by increasing contract amount by \$10,000, totalling \$58,675.; all other provisions shall remain unchanged.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-t.

Resolution amending Resolution 7-R-d, January 20, 1988, contract with McCloud and Associates, Inc., Individual Classroom Training for Dislocated Workers Training Program, for period January 11, 1988 to June 3, 1988, in amount of \$54,270. by changing ending date to June 30, 1988, increasing amount of contract to \$72,360. and changing Sections 11a, b, c, d, f, g, h and Section 12; all other provisions remain unchanged.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-u.

Resolution accepting bid of La Casa de Don Pedro, highest responsible bid received for purchase of City-owned property 297-301 Mount Prospect Avenue, Block 559, Lots 54 and 55, for sum of \$100,000.; pursuant to Executive Order No. PM880012, April 5, 1988.

(Minimum Offer Approved-\$62,000; Capital Improvement-\$1,200,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, Tucker, President Martinez.

Absent: Councilmen Harris, Rice.

A motion to adopt the resolution, as amended, was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, Tucker, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-v.

Resolution authorizing Mayor to execute letter contract dated December 9, 1987, appointing Edward G. Rosenblum, special counsel for City of Newark to represent the City and act as common defense counsel with other municipalities in litigation by American Telegraph and Telephone Company challenging the tax imposed on its equipment by nineteen (19) municipalities pursuant to provisions of P.L. 1966; maximum amount of contract is \$30,000.; A.T. & T. filed tax appeal with Tax Court of New Jersey contesting its personal property tax assessment for tax year 1987. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contract Laws (N.J.S.A. 40:11-1 et seq.))

(Copy of resolution and correspondence submitted to each Member of the Council)

(Assistant Corporation Counsel Johnson met with Council May 3, 1988)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-w.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$500,663., Public Health Priority Funding.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-x.

Temporary emergency resolution appropriating \$500,663., Public Health Priority Funding; said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-y.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$399,038., Homeless Health Center Project.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

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7-R-z.

Temporary emergency resolution appropriating \$399,038., Homeless Health Center Project; said emergency funds shall be provided in 1988 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-ba.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$881,329., Supplemental Assistance for Facilities to Assist the Homeless Program (SAFAH).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bb.

Temporary emergency resolution appropriating \$881,329., Supplemental Assistance for Facilities to Assist the Homeless Program (SAFAH); said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bc.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$29,000., Emergency Shelter Grant.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bd.

Temporary emergency resolution appropriating \$29,000., Emergency Shelter Grant; said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-be.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$30,500., Women, Infants and Children's Supplemental Food Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bf.

Temporary emergency resolution appropriating \$30,500., Women, Infants and Children's Supplemental Food Program; said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bg.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$122,291., Sexually Transmitted Disease Prevention Training Center.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bh.

Temporary emergency resolution appropriating \$122,291., Sexually Transmitted Disease Prevention Training Center; said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bi.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$139,000., Nutrition Project for the Elderly.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bj.

Temporary emergency resolution appropriating \$139,000., Nutrition Project for the Elderly; said emergency funds shall be provided in 1988 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bk.

Resolution approving determination of Central Planning Board that City Tax Block 663, Lots 39, 40, 41 and 42 (678-684 4th Street and 171-173 Berkeley Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order #PM870056, October 1, 1987.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bl.

Resolution designating reserved parking area for handicapped motorists on Paris Street, west side, beginning 60 feet north of the northerly curblin of Magazine Street and extending 20 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bm.

Resolution designating reserved parking area for handicapped motorists on Parker Street, east side, beginning 933 feet north of the northerly curblin of Park Avenue and extending 25 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bn.

Resolution designating reserved parking area for handicapped motorists on Summer Avenue, east side, beginning 135 feet north of the northerly curblin of Nursery Street and extending 25 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bo.

Resolution designating intersection of Lincoln Avenue and Carteret Street as a stop intersection and installing stop signs on Carteret Street; pursuant to N.J.S.A. 39:4-140.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

Absent: Councilmen Harris, Rice.

7-R-bp.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A upon receipt of all documents deemed appropriate. (In accordance with ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Carrino, Grant, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: Councilman Branch, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bq.

Resolution authorizing City Treasurer to refund to Stephen L. Sinoway, 516 Orange Street, Newark, New Jersey, 07107, also known as Block 1890, Lot 1, the sum of \$2,121.85, now on record in the Division of Water Account and Customer Service, due to payments on estimated water/sewer charges on Account No. 10-511-1600-00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Payne, seconded by Councilman Grant and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

Absent: Councilmen Harris, Rice.

7-R-br.

Resolution authorizing Director of Finance to issue check in amount of \$3,951. payable to Lee Reynolds and Anthony J. Fusco, his attorney, P.O. Box 838, 40 Passaic Avenue, Passaic, New Jersey 07055, upon receipt of all documents deemed necessary by Corporation Counsel; due to actual conflict in representation of City of Newark and Officer Lee Reynolds in matter of Kenneth Lee V. The City of Newark and Lee Reynolds, et als., it was necessary to provide representation to Officer Lee Reynolds in this litigation.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bs.

Resolution authorizing Director of Finance to issue check in amount of \$1,500. payable to Kenneth Lee and Joseph Skarbnik, his attorney, 16C Daniel Webster Avenue, Cranbury, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division seeking damages for acts allegedly committed by employees of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

Absent: Councilmen Harris, Rice.

/ 7-R-bt.

Resolution authorizing Director of Finance to issue check in amount of \$10,000. payable to the Estate of Jacqueline Davis and Stein & Stein, its attorney, 98 Broad Street, Bloomfield, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking damages for personal injuries allegedly sustained as result of dangerous condition on property owned by City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Assistant Corporation Counsel Johnson met with Council May 3, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

Absent: Councilmen Harris, Rice.

/ 7-R-bu.

Resolution authorizing Director of Finance to issue check in amount of \$518.93 payable to Jose L. Rodriguez, refund of deposit paid on purchase of City-owned property 264 Broadway, Block 561, Lot 23. (Purchaser complied with conditions of sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

Absent: Councilmen Harris, Rice.

/ 7-R-bv.

Resolution authorizing Director of Finance to issue and deliver check in amount of \$27,500. to the City of Jersey City and its attorney Thomas Fodice, Corporation Counsel, City Hall, 280 Grove Street, Jersey City, New Jersey, upon receipt of a General Release executed by City of Jersey City, in favor of City of Newark and Angelo La Grasso, together with any and all other documents deemed necessary by the Corporation Counsel; on or about March 5, 1985, sanitation truck owned and operated by City of Newark, crashed into above ground water main which was owned and operated by City of Jersey City; City of Jersey City filed lawsuit against City of Newark in Superior Court, Hudson County.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Assistant Corporation Counsel Johnson met with Council May 3, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

Absent: Councilmen Harris, Rice.

/ 7-R-bw.

Resolution authorizing Director of Finance to issue check in amount of \$1,700. payable to William Arce, 8435 South East Insley Street, Portland, Oregon; monies collected by City of Newark from occupancy of record prior to vacation of judgement for premises 300-302 South Orange Avenue, Block 270, Lot 3.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bx.

Resolution rescinding Resolution 7-R-bt, July 8, 1987 "Resolution authorizing Director of Finance to issue checks in sum of \$8,075. payable to Cesar Garay, an infant by his natural parent and G/A/L Julio Garay and his attorneys, Bosco and Bisignano, 1180 Raymond Boulevard, Newark, New Jersey; \$4,037.50 payable to Eneida Garay and her attorney Larry Chamish, 1180 Raymond Boulevard, New Jersey; \$722.50 payable to Julio Garay and his attorneys, Bosco and Bisignano, 1180 Raymond Boulevard, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Essex County, seeking to be awarded compensatory damages together with interest and costs of suit, as result of motor vehicle accident involving an automobile owned by City of Newark and operated by City employee."

(Resolution 7-R-ch (A.S.) adopted March 2, 1988, duplicated this settlement.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

Absent: Councilmen Harris, Rice.

7-R-by.

Resolution opposing any further increases in New Jersey Automobile Insurance rates; further, challenging Governor Thomas Kean and the New Jersey Legislature to devise a system for providing all New Jersey residents with affordable insurance.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

Absent: Councilmen Harris, Rice.

7-R-bz.

Resolution recognizing and commending Fred Perry, Jr., Senior Vice President of Broad National Bank in Newark, New Jersey, on the occasion of being honored by the Portuguese American Scholarship Foundation on May 6, 1988 at the Portuguese Pavillion in Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-ca.

Resolution recognizing and commending Scout Peter W. Sushko, a member of Boy Scouts Troop 35, Essex Council, B.S.A., on the occasion of being selected as an "Eagle Scout" by the Boy Scouts of America.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-cb.

Resolution recognizing and commending the Jimmy Parrillo Civic Association of Newark, New Jersey on the occasion of its Seventh Annual Awards Breakfast.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-cc.

Resolution recognizing and commending Marie Fuhrmann on the occasion of her retirement as organist of St. Stephan's United Church of Christ located in the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-cd.

Resolution recognizing and commending Joseph and Millie Ann Cicenla on the occasion of their Golden 50th Wedding Anniversary celebrated on May 1, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-ce.

Resolution recognizing and commending the Aunt Millie's Children's Learning Center, Inc., on the occasion of its 10th Anniversary celebration.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-cf.

Resolution recognizing and commending Planned Parenthood of Essex County on the occasion of its fifth annual "Teen Life Conference" to be held Wednesday, May 25, 1988 at Essex County College.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-cg.

Resolution providing for special advertisement of "Ordinance requiring the City Administration to establish procedures to provide voter registration at appropriate Newark Municipal offices."

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-ch.

Resolution authorizing Director of Finance to refund \$120. to Newark Lodge #21 B.P.O. Elks, due to cancellation of 24 bingo games.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-ci.
(A.S.)

Temporary emergency resolution appropriating \$500,000., Department of Engineering, Director's Office, Service by Contract or Agreement; said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-cj.
(A.S.)

Temporary emergency resolution appropriating \$275,000., Department of Engineering, Division of Engineering and Contract Administration, Service by Contract or Agreement; said funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-ck.
(A.S.)

Resolution approving constable bond in the amount of \$1,000., issued to Oliver C. Jacobs, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilmen Harris, Rice.

7-R-cl.
(A.S.)

Resolution approving constable bond in the amount of \$1,000., issued to Charles Granger, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilmen Harris, Rice.

7-R-cm.
(A.S.)

Resolution approving constable bond in the amount of \$1,000., issued to Jerome L. McGee, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilmen Harris, Rice.

7-R-cn.
(A.S.)

Resolution recognizing and commending Newark Police Officers Michael Knight, Ulysses Whetstone, Mark Santiago, Carlos Ruiz and Newark residents David Sudden and Andre McQuire for their exemplary display of courage and valor during an incident which occurred on April 18, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

1096

7-R-co.
(A.S.)

Resolution declaring the Month of May 1988 to be Foster Parent Month.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-cp.
(A.S.)

Resolution expressing profound sorrow and regret at the passing of former Newark City Councilman Anthony J. Giuliano, Jr., of Verona, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-cq.
(A.S.)

Resolution recognizing and commending Saul A. Wolfe, former Finance Director of the City of Newark, on his election as President of the New Jersey State Bar Association.

(For action on this resolution, see page 1 in the minutes of this meeting.)

7-R-cr.
(A.S.)

Resolution congratulating Reverend Alfred T. Zemeikis, Pastor of Sacred Heart Church, Vailsburg, on the occasion of his 25th anniversary in the priesthood.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-cs.
(A.S.)

Resolution opposing the application of the Fairmount Chemical Company to the New Jersey Department of Environmental Protection for the operation of a commercial hazardous waste management facility within the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-ct.
(A.S.)

Resolution authorizing Mayor to enter into agreement with New Jersey Department of Law and Public Safety to receive and expend Multi-Jurisdictional Narcotics Task Force Sub-Grant Funds in amount of \$32,000. for purchase of surveillance van to be operated by Police Department.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

1097

7-R-cu.
(A.S.)

Resolution designating ten (10) banks as depositories for funds of the City of Newark, New Jersey. (Broad National Bank-Newark; City National Bank of New Jersey-Newark; First Fidelity Bank-Newark; First Jersey National Bank-Jersey City; Midlantic National Bank-Newark; New Jersey Cash Management Fund-Division of Investment-Department of Treasury-Trenton; Hudson City Saving Bank-Paramus; Carteret Savings and Loan Association-Newark; Howard Savings Bank of New Jersey, Newark; City Federal Savings Bank-Bedminster) and authorizing investment of idle monies effective through December 31, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by changing the term ending December 31, 1988 to April 30, 1988, was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

A motion to adopt the resolution, as amended; further directing the City Clerk to invite Mr. Walter Frye, Certified Public Accountant, to meet with the Municipal Council at its May 24, 1988 special conference was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

At a later time in the meeting, after Item 8-1 (A.S.), a motion to reconsider Resolution 7-R-cu (A.S.) was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

A motion to amend the resolution by changing the term ending December 31, 1988 to May 31, 1988, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

A motion to adopt the resolution, as amended; further directing the City Clerk to invite Mr. Walter Frye, Certified Public Accountant, to meet with the Municipal Council at its May 24, 1988 special conference was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-cv.
(A.S.)

Resolution authorizing Berkowitz Company Urban Renewal, L.P., a New Jersey Limited Partnership, to commence construction of distribution facility consisting of 15,000 feet of receiving and office space; approximately 70,000 sq. ft. of shipping and processing space located at 44-66 McClellan Street, (Block 3775, Lot 20; upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk without binding, committing or obligating the City of Newark or the Municipal Council to grant tax abatement to the project or approve the submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-cw.
(A.S.)

Resolution requesting Division Administrator of Federal Highway Administration, Trenton, New Jersey, to approve Ramp REX exiting from Route 1 & 9 onto Roanoke Avenue as designed under Federal Project No. BHF-F-33(145), "Route 1 & 9, Section 2AK". (N.J. State Department of Transportation has clearly indicated its commitment to fully fund the construction of same in event Federal Highway Administration refuses to participate in allocation of funds)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

MOTIONS.

7-M-a.

A MOTION REQUESTING THE DIRECTOR OF LAND USE CONTROL TO PROVIDE COUNCIL WITH A STATUS REPORT ON THE REQUIRED CLEAN UP OF RUBBISH ON THE PROPERTY AT 59-65 AVON AVENUE was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. THERESA GRANATO, MOTHER OF MONSIGNOR JOSEPH J. GRANATO, PASTOR OF ST. LUCY'S CHURCH LOCATED IN NEWARK, NEW JERSEY AND REVEREND ANTHONY F. GRANATO, PASTOR OF ST. ANTHONY'S CHURCH LOCATED IN EAST NEWARK was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-M-c.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HERBERT H. TATE, SR., RETIRED SUPERIOR COURT JUDGE AND FATHER OF THE HON. HERBERT H. TATE, JR., ESSEX COUNTY PROSECUTOR was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-M-d.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GLENN L. GRANT, FATHER OF GLENN A. GRANT, CORPORATION COUNSEL OF THE CITY OF NEWARK was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-M-e.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF REVEREND FREDERICK DOUGLAS GANIE, FORMER PASTOR OF THE SUNLIGHT BAPTIST CHURCH LOCATED IN NEWARK, NEW JERSEY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-M-f.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. VINCENT GALLUCCI, WHO SERVED AS A MEMBER OF THE BOARD OF ADJUSTMENT was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-M-g.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF REVEREND EDWARD ARNOLD, JR., FATHER OF GLENN ARNOLD, RESEARCH ANALYST IN THE OFFICE OF THE CITY CLERK was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-M-h.

A MOTION DIRECTING THE CITY CLERK TO FORWARD THE REMARKS OF EDWIN McLUCAS, DIRECTOR OF LAND USE CONTROL, MADE DURING THE PRE-MEETING CONFERENCE OF MAY 3, 1988, TO MAYOR SHARPE JAMES; FURTHER, REQUESTING THAT DIRECTOR McLUCAS SUBMIT FORTHWITH THE COPIES OF ALL INSPECTION REPORTS PERTAINING TO THE ELEVATOR OPERATIONS OF GARDEN SPIRES (AKA ACADEMY SPIRES) TO THE OFFICE OF THE CITY CLERK was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-M-i.

A MOTION STRONGLY URGING THE NEW JERSEY HISTORICAL SOCIETY TO REMAIN AT ITS PRESENT LOCATION AT 230 BROADWAY, NEWARK, NEW JERSEY, UNTIL SUCH TIME AS ALL SEGMENTS OF THE NEWARK COMMUNITY HAVE HAD AN OPPORTUNITY TO MEET AND REVIEW THE CURRENT PROBLEMS OF THE SOCIETY AS WELL AS TO DEVELOP A LONG RANGE PLAN FOR THE SOLUTION OF SAID PROBLEMS was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-M-j.

A MOTION REQUESTING THE DIRECTOR OF HEALTH AND HUMAN SERVICES TO SUBMIT A COMPREHENSIVE REPORT AND RECOMMENDATIONS ON THE OTHER REVENUE AND FUNDING SOURCES OF THE SEVENTEEN (17) CITY FUNDED DAY CARE CENTERS BY MAY 15, 1988 AS DISCUSSED AT THE MUNICIPAL COUNCIL DAY CARE COMMITTEE MEETING was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-M-k.

A MOTION REQUESTING THE HOUSING AUTHORITY TO REMOVE ALL TRUCKS PARKED ON THE PROPERTY LOCATED ON IRVINE TURNER BOULEVARD AND COURT STREET was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-M-l.

A MOTION REQUESTING THE DEPARTMENT OF ENGINEERING TO CORRECT THE WELCOMING SIGN OFF ROUTE 78 WHICH LEADS MOTORISTS INTO WEST RUNYON STREET AND HILLSIDE AVENUE OF THE SOUTH WARD was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Tucker, Villani, President Martinez

Absent During Roll Call: Councilman Branch.

Absent: Councilmen Harris, Rice.

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7-M-m.

A MOTION ACKNOWLEDGING THE PRESENCE OF A FELLOW COLLEAGUE, ALDERMAN MICHAEL ROBERTS FROM ST. LOUIS, MISSOURI was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

Absent: Councilmen Harris, Rice.

7-M-n.

A MOTION REQUESTING THE DIRECTOR OF THE MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENCOURAGE ALL SUMMER YOUTH EMPLOYEES OF THE CITY OF NEWARK TO PARTICIPATE IN THE VISITATION OF SENIOR CITIZEN FACILITIES THROUGHOUT THE CITY was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-M-o.

A MOTION ADVISING THE DIRECTOR OF ENGINEERING THAT THE STREET SIGNS ON HENSLER STREET, WILSON AVENUE, ALYEA AND WALL STREETS ARE MISSING AND REQUESTING THAT THEY BE REPLACED AS QUICKLY AS POSSIBLE was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-M-p.

A MOTION REQUESTING THE DEPARTMENT OF ENGINEERING CLEAN OUT THE DEBRIS WHICH HAS ACCUMULATED UNDER THE ROUTE 1 AND 9 BRIDGE OVER WILSON AVENUE; FURTHER DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, ENGINEERING DIRECTOR ZACH AND THE STATE HIGHWAY DEPARTMENT TO MEET WITH THE MEMBERS OF THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS THIS MATTER was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received April 18, 1988, enclosing proposed "Ordinance authorizing the cancellation of taxes, interest and penalties for the years 1982 through 1987 on property described as 768-770 South Orange Avenue, Block 4034, Lots 4 and 5, Newark, New Jersey, owned by Sisters of Zion Revival Church, Inc."

(\$7,690.40 including applicable costs and interests for years 1982 through 1987; due to discrepancy in Deed filed with Tax Assessor)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 18, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1988, enclosing proposed "Ordinance to amend Title 4, Alcoholic Beverages, Chapter 2, Licenses, Section 17 (i), one thousand foot rule: Exceptions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Changing the words "front door" to "property address")

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,

President Martinez.

Absent: Councilmen Harris, Rice.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1988, enclosing proposed "Ordinance to amend Title 4, Alcoholic Beverages, Chapter 2, License, Section 12 (b), New License or Transfer from Place to Place Notice to Property Owners, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Changing the words "front door" to "property address")

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,

President Martinez.

Absent: Councilmen Harris, Rice.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1988, enclosing proposed "Ordinance amending and supplementing Title 13A of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to comply with the State's mandated Clean Communities Program as per adoption of the New Jersey Clean Communities Act (P.L. 1986, c.187)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 18, 1988 Agenda of the Municipal Council for first reading; further directing the City Clerk to invite Business Administrator Monteilh and Engineering Director Zach to meet with the Members of the Municipal Council at its May 17, 1988 pre-meeting conference was made by President Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1988, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Lister Avenue."

(Lister Avenue, both sides, beginning at the easterly curblin of Lockwood Street and extending 200 feet easterly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion directing the City Clerk to place this ordinance on the May 18, 1988 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1988, enclosing proposed "Ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 2, Automobile Parking Lots Open to the General Public: Section 8, (b), Term of License: License Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By adding fees for parking garages)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 18, 1988 Agenda of the Municipal Council for first reading; further directing the City Clerk to invite Business Administrator Monteilh, Land Use Control Director McLucas and Division of Permits and Licenses Director Kerr to meet with the Members of the Municipal Council at its May 17, 1988 pre-meeting conference was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1988, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by deleting the no parking at all times on Elizabeth Avenue."

(Elizabeth Avenue, both sides, beginning at the northerly curblineline of Watson Avenue and extending 830 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion directing the City Clerk to place this ordinance on the May 18, 1988 Agenda of the Municipal Council for first reading; further directing the City Clerk to invite Business Administrator Monteilh, Police Director Coleman and Engineering Director Zach to meet with the Members of the Municipal Council at its May 17, 1988 pre-meeting conference was made by Councilman Payne, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor' (6-S & F-d) adopted May 4, 1977 and amendments thereto. (To create the title of Principal Account Clerk, Typing, in the Department of Administration)."

(Principal Account Clerk, 1 \$14,885.49 - \$17,777.87)
Typing (35 Hours)

(Creation of title in Purchasing. Old title is a common title and salary is lower than salary of new title being created. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 18, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

8-i.

The City Clerk presented **Communication** from Acting Business Administrator Grant, received April 25, 1988, enclosing proposed "Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 146, Lot 18. (11-15 Clinton Street)"

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the May 18, 1988 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

8-j.

The City Clerk presented **Proposed "Ordinance requiring the City Administration to establish procedures to provide voter registration services at appropriate Newark Municipal offices and other facilities.**

(For action on this item, see Ordinance 6-F-n on page 17 in the minutes of this meeting.)

8-k.
(A.S.)

The City Clerk presented **Proposed "Ordinance amending Title 16A, Land Use Procedure, Chapter 2, Board of Adjustment, Section 6, Time; Complete Applications, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (to amend application for variance requirements)."**

(For action on this item, see Ordinance 6-F-m (A.S.) on page 17 in the minutes of this meeting.)

8-l.
(A.S.)

The City Clerk presented **Communication** from Business Administrator Monteilh, received May 3, 1988, enclosing proposed "Ordinance amending Section 23:5-2, 23:5-4 and 23:5-6, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Ferry Street."

A motion directing the City Clerk to place this ordinance on the May 18, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

8-m.
(A.S.)

The City Clerk presented **Communication** from Business Administrator Monteilh, received May 3, 1988, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street."

(Deleting:

Blanchard Street, east side, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom.

Blanchard Street, west side, beginning at the northerly curblin of Raymond Boulevard to its northerly terminus.

Adding:

Blanchard Street, both sides, beginning at the northerly curblin of Raymond Boulevard, and ending 450 feet from its northerly terminus.)

A motion directing the City Clerk to place this ordinance on the May 18, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

- 9-a. Communication from Business Administrator Monteilh, received March 7, 1988 enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the titles of Deputy Municipal Emergency Management Coordinator and Line Worker Helper, Fire in the Department of Fire)."

(Deputy Municipal Emergency
Management Coordinator (1) 1/1/88 \$35,320.90 - \$42,932.89

Line Worker Helper 1/1/88 14,781.90 - 17,349.37)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. One title in Management Class and other represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Carrino, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,

President Martinez.

Absent: Councilmen Harris, Rice.

- 9-b. Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey' (6-S & F-bf) adopted November 22, 1966. (To create the titles of Line Worker and Supervising Line Worker and to abolish the titles of Lineman and Lineman, Foreman in the Department of Fire)."

(Line Worker (11) 1/1/88 \$25,500.00 - \$31,728.32

Supervising

Line Worker (2) 1/1/88 \$29,913.94 - \$31,054.46 - \$32,189.02)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. Represented by Firemen's Mutual Benevolent Association Local No. 4 and I.A.F.F. - Professional Fire Officers Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Carrino, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,

President Martinez.

Absent: Councilmen Harris, Rice.

- 9-c. Communication from Business Administrator Monteilh, received April 11, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police and establishing salaries therefor,' (6-S & F-y) adopted November 22, 1966 and amendments thereto (To create the titles of Chief Communications Operator and Communications Operator and to abolish the titles of Chief Communications Officer and Police Communications Officer in the Department of Police)."

(Chief Communications Operator (Police)
(40 Hours) (1) 1/1/87 \$27,847.85 - \$30,168.65)

Communications Operator (Police)
(40 Hours) (16) 1/1/87 21,379.19 - 22,874.54 - \$24,373.13)

May 3, 1988

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(Creating new titles and abolishing old titles in Department of Police in compliance with New Jersey Department of Personnel's Title Standardization Program. No salary change. Represented by Police Employees Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh, Personnel Officer D'Auria, Mr. Charles Dino and Mr. Morris Farinella, Branch Manager, Newark Office of New Jersey Department of Personnel to meet with the Members of the Municipal Council at its May 17, 1988 pre-meeting conference was made by Councilman Carrino, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from April 12, 1988 to April 22, 1988:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Society of the Holy Rosary of St. Francis Xavier Church	9784 (Amended)
Rosary Confraternity of St. Rose Lima Church	9850 (Amended)
St. Michael's Seton Library Guild	9917
St. Michael's Church	9918

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Immaculate Conception Church Rosary Society	9911
North Ward Center	9912
St. Rocco School	9913
Branch Brook Home & School Association	9914
St. Aloysius Roman Catholic Church General Community	9915
Walter J. Morrisett Scholarship Fund	9916

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:


Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

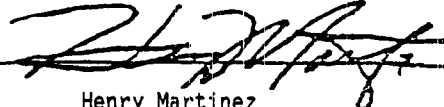
Absent: Councilmen Harris, Rice.

May 3, 1988

The meeting adjourned at 2:45 P.M.

APPROVED:



Robert P. Marasco
City Clerk

Henry Martinez
President

201107

Newark, New Jersey, May 18, 1988

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:15 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Marie Reddick, Rose of Sharon Baptist Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Harris, Rice, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Brenda Chambliss, Intergovernmental Liaison Officer Joseph Bradley, Legislative Research Officers John Nulty, Elmer Herrmann and Tom Jones, Public Relations Consultants Edna Bailey and Carol Patterson, Lieutenant Detective James Reed and Detective James Miller, Jr., Sergeant-at-Arms.

Absent: Councilmen Payne, Tucker, Villani.

(Councilman Tucker arrived at 8:17 P.M.)

(Councilman Payne arrived at 8:40 P.M.)

(Councilwoman Villani arrived at 8:41 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

(Councilman Tucker arrived at 8:17 P.M.)

A motion to consider at this time Resolution 7-R-cd was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Payne, Villani.

7-R-cd.

Resolution recognizing and commending Karriem Abdallah on the publication and release of his first book entitled "The K.A. System of Karate: The Freestyle Crouch."

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Payne, Villani.

Councilman Grant, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Abdallah.

Mr. Abdallah expressed his appreciation to the Members of the Municipal Council for this commendation.

A motion to consider at this time Resolution 7-R-cf, adopted April 20, 1988 was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Payne, Villani.

Resolution recognizing and commending the Northern Jersey Council for Social Improvement, Inc., for its outstanding efforts to stop hunger and poverty in the State of New Jersey. (7-R-cf, April 20, 1988)

MAY 18, 1988

Councilman Rice, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to the Ms. Martha Gaynor and Reverend Michael Sykes, Members of the Northern Jersey Council for Social Improvement, Inc.

Ms. Gaynor and Reverend Sykes thanked the Members of the Municipal Council for this honor and expressed their appreciation to them.

A motion to consider at this time Resolutions 7-R-cl, 7-R-cm, 7-R-cz (A.S.), and 7-R-du (A.S.) was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Payne, Villani.

7-R-cl. Resolution recognizing and commending Ana Teixeira, a Senior at East Side High School, on the occasion of being selected as a recipient of The Star Ledger Scholar for the State of New Jersey during the Year 1988.

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Payne, Villani.

Councilman Grant, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Ana Teixeira.

7-R-cm. Resolution recognizing and commending Elizabeth Huff, Valedictorian of West Side High School, for her outstanding educational achievements.

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Payne, Villani.

Councilman Grant, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Elizabeth Huff.

7-R-cz. (A.S.) Resolution recognizing and commending Edward Reuben, Valedictorian of Heequahic High School, for his outstanding educational achievements.

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Payne, Villani.

Councilman Grant, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Edward Reuben.

7-R-du. (A.S.) Resolution recognizing and commending Martin Odom, a Senior at University High School, for demonstrating superior academic achievement during the 1987-1988 school year.

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Payne, Villani.

Martin Odom thanked the Members of the Municipal Council for honoring him in this manner.

A motion to consider at this time Resolution 7-R-cv (A.S.) was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Payne, Villani.

7-R-cv.
(A.S.)

Resolution recognizing and commending the instructors and members of the Vailsburg High School Swing Choir for their outstanding performance at The Young Americans National Choir Competition which was held April 17th - 24th at California's Pasadena Civic Center.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Payne, Villani.

Councilman Rice, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to the instructors of the Vailsburg High School Swing Choir.

Councilman Tucker, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to the members of the Vailsburg High School Swing Choir.

Ms. Valerie Price, Choir Director, Mr. Wayne Slappy, Production Director and Mr. August Alamo, Principal, on behalf of the Vailsburg High Swing Choir, thanked the Members of the Municipal Council for honoring them with this commendation.

A motion to consider at this time Resolution 7-R-cx (A.S.) was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Payne, Villani.

7-R-cx.
(A.S.)

Resolution recognizing and commending Marie Gonzales, George Itty, Julio Pereira, Fernando Simoes, Eugenio Gonzalez, Lauren Collier, Wray Bailey, Hope Jackson, Armando Fontura, Oscar Coxson and William D. Watley, former members of the Newark Human Rights Commission, for their many years of outstanding and meritorious service to the City of Newark, New Jersey.

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Payne, Villani.

Councilman Grant, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to Eugenio Gonzalez, Oscar Coxson and William D. Watley.

Mr. Watley, on behalf of the former members of the Newark Human Rights Commission, expressed his gratitude for being honored with this resolution.

(Councilman Payne arrived at 8:40 P.M.)

(Councilwoman Villani arrived at 8:41 P.M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **Report of Office of the City Clerk for the month of January, 1988.**

A motion that the Report be received and place on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

- 4-b. The City Clerk presented **Report of Office of the City Clerk for the month of February, 1988.**

A motion that the Report be received and place on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

- 4-c. The City Clerk presented **Report of Office of the City Clerk for the month of March, 1988.**

A motion that the Report be received and place on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

- 4-d. The City Clerk presented **Copy of Minutes of Meeting of Board of Trustees of the Newark Public Library, held March 23, 1988.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

- 4-e. The City Clerk presented **Copy of Minutes of Executive Session of Meeting of Board of Trustees of the Newark Public Library, held January 6, 1988.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

- 4-f. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held March 10, 1988.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

- 4-g. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held March 10, 1988.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

- 4-h. The City Clerk presented Interim Report of the City of Newark, for three months ended March 31, 1988, submitted by Samuel Klein and Company, External Auditors.
(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made thereon to the Council was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

- 6-F-a. The City Clerk read An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)

(Business Administrator Monteilh met with the Council February 2, 1988)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1988.

- 6-F-b. The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.

(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 6-F-c. The City Clerk read An ordinance authorizing the cancellation of taxes, interest and penalties for the years 1982 through 1987 on property described as 768-770 South Orange Avenue, Block 4034, Lots 4 and 5, Newark, New Jersey, owned by Sisters of Zion Revival Church, Inc.

(\$7,690.40 including applicable costs and interests for years 1982 through 1987; due to discrepancy in Deed filed with Tax Assessor)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

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- 6-F-d. Ordinance amending and supplementing Title 13A of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to comply with the State's mandated Clean Communities Program as per adoption of the New Jersey Clean Communities Act (P.L. 1986, c.187)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at its pre-meeting Conference May 31, 1988 was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1988.

- 6-F-e. The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Lister Avenue.

(Lister Avenue, both sides, beginning at the easterly curblin of Lockwood Street and extending 200 feet easterly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1988.

- 6-F-f. The City Clerk read An ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 2, Automobile Parking Lots Open to the General Public: Section 8, (b), Term of License: License Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By adding fees for parking garages).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Director of Land Use Control McLucas met with the Council May 17, 1988)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1988.

- 6-F-g. The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by deleting the no parking at all times on Elizabeth Avenue.

(Elizabeth Avenue, both sides, beginning at the northerly curblin of Watson Avenue and extending 830 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

(Police Director Coleman and Traffic Engineer Ceballos met with the Council May 17, 1988)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1988.

6-F-h.

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor" (6-S & F-d) adopted May 4, 1977 and amendments thereto. (To create the title of Principal Account Clerk, Typing, in the Department of Administration).**

(Principal Account Clerk,

Typing (35 Hours) 1 \$14,885.49 - \$17,777.87)

(Creation of title in Purchasing. Old title is a common title and salary is lower than salary of new title being created. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1988.

6-F-i.

The City Clerk read **An ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 146, Lot 18. (11-15 Clinton Street.)**
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1988.

6-F-j.

The City Clerk read **An ordinance amending Section 23:5-2, 23:5-4, and 23:5-6, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on street parking regulation on Ferry Street.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-k.

The City Clerk read An ordinance amending 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.

(Deleting: Blanchard Street, east side, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom.

Blanchard Street, west side, beginning at the northerly curblin of Raymond Boulevard to its northerly terminus.

Adding: Blanchard Street, both sides, beginning at the northerly curblin of Raymond Boulevard, and ending 450 feet from its northerly terminus.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to consider Item 8-z (A.S.) at this time, on Ordinances on First Reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

6-F-l.
(A.S.)

The City Clerk read An ordinance to amend Title 15, Housing, Chapter 11, Non-Residential Property Maintenance Code, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (To prohibit the use of solid roll-up security gates in certain designated areas).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1988.

A motion to consider Item 8-n on Ordinances on First Reading was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

6-F-m.

The City Clerk read An ordinance providing for the vacation of West Street, as laid out 55 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares extending from the northerly line of Mercer Street to the southerly line of William Street.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1988.

A motion to consider Item 8-y on Ordinances on First Reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

6-F-n.

The City Clerk read **An ordinance amending Title 27, Zoning, Chapter 7, Section 1, Penalties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Amending penalties thereto and requiring the demolition of illegally constructed buildings).**

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1988.

A motion to consider Item 8-a on Ordinances on First Reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

6-F-o.

The City Clerk read **An ordinance approving the sale of Lots 43 and 44 (A.S) in Tax Block 622; Lot 1 in Tax Block 624; and Lots 8 and 10 in Tax Block 613, as identified in Schedule A, dated April 13, 1988, to the Housing Authority; pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).**

(10-14 May Street, 453-455 Summer Avenue (A/K/A 43-49 May Street; A/K/A 2-4 Summer Place) and 408-412 Broadway; price shall be its reuse value as provided for in N.J.S.A. 40:55C-15(d))

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1988.

A motion to consider Item 8-m on Ordinances on First Reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

6-F-p.

The City Clerk read An ordinance authorizing the Director of the Department of Development to acquire a privately owned property within the Fairmount Avenue Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1988.

A motion to consider Item 8-u on Ordinances on First Reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

6-F-q.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Housing Inspector in the Department of Land Use Control).

(Housing Inspector
(40 Hours)

8/11/86	\$19,156.06 - \$22,848.81
1/1/87	20,113.86 - 23,991.25
1/1/88	21,119.55 - 25,190.81

(Creating title in Department of Land Use Control of Housing Inspector to preserve status of employees transferred from Department of Health and Human Services. Represented by Local 2299 AFSCME. (Inspectors))

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1988.

A motion to consider Item 8-ba (A.S.) on Ordinances on First Reading was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

May 18, 1988

6-F-r.
(A.S.)

The City Clerk read An ordinance amending an ordinance entitled, "An ordinance authorizing Director of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A," (by amending the acquisition cost for 127 Wickliffe Street, Block 227, Lot 14, owned by Ossie B. Anderson). (Amends Ordinance 6-S & F-k, adopted August 5, 1987).. (\$39,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1988.

6-F-s.
(A.S.)

The City Clerk read An ordinance amending Title 16A, Land Use Procedures, Chapter 2, Board of Adjustment, Section 6, Time; Complete Applications, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To amend application for variance requirements)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1988.

A motion to consider Item 8-j on Ordinances on First Reading was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

6-F-t.

The City Clerk read An ordinance approving the redevelopment plan and the feasibility of relocation for City Tax Block 442, Lots 21, 22, and 23 (259-263 Broad Street).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1988.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersections of Stockton Street and Delancy Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-5, No Turn On Red of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto the following:

Intersection
Stockton Street and Delancy Street

Right Turn on Red Prohibition
North on Stockton Street to east on Delancy Street

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Leonard Place, as laid out 12 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, extending from University Avenue easterly to its terminus.

(For construction of parking lot for Health and Welfare Building on University Avenue)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Leonard Place, as laid out 12 feet on the map of the Commissioners to lay out streets, avenues, and squares, extending from University Avenue easterly to its terminus, shall be vacated as a public street or right-of-way. This vacation shall be subject to the private rights of ingress and egress to the adjoining property owners as the vacation of the street will only have the effect of extinguishing public rights therein. The erection, construction, or placing of any building, vault or structure upon or within the above reservation which will adversely interfere with the ingress or egress of the adjoining property owners is prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map, known and designated as Map No. 1798-V dated 4 December, 1987 is on file in the Office of the Director, Department of Engineering.

Section 2. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 3. That this Ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Businesses and Occupations, Chapter 17, Used Motor Vehicle Sales Lot, Section 6, Term of License; License Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By adding language to clarify Pro-Rated Payments).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 8, Businesses and Occupations, Chapter 17, Used Motor Vehicles Sales Lots, Section 6, Term of License; License Fee, of the Revised Ordinance of the City of Newark, New Jersey, as amended and supplemented, be amended to read in its entirety as follows:

8:17-6 TERM OF LICENSE; LICENSE FEE

(a) All licenses issued under this chapter shall be for a term of one year commencing January 1st and expiring on December 31st of the year in which issued.

(b) The annual fee for the license issued under this Chapter shall be computed at the rate of one cent per square foot of the area of the lot, with a minimum fee of \$175.00. When an application is received for any year for a lot coming into operation after January 1, the annual fee shall be pro-rated at the rate of 1/12 of the annual fee for each month or part thereof of the unexpired period of the year, but the pro-rated result is not to be less than \$15.00.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Hyatt Avenue, as laid out on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the westerly line of Lot 90 on Block 5020 to the easterly line of Lot 88 on Block 5020.

(J. Sepenuk and Sons requested said vacation to prevent illegal dumping and increase security at their premises 21 Hyatt Avenue.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Hyatt Avenue, as laid out on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the westerly line of Lot 90 on Block 5020 to the easterly line of Lot 88 on Block 5020, shall be vacated as a public street or right-of-way; however, reserving to the Public Service Electric and Gas Company, New Jersey Bell Telephone Company and to the City of Newark the

right of entry and easement for the entire length and total width of said portion of Hyatt Avenue for the purpose of relaying, rebuilding, reconstructing, or maintaining their respective electric, gas, telephone and water utilities and appurtenances thereto, now laid or to be laid within the above described easement reservation area for said street to be vacated. This vacation shall also be subject to the private rights of ingress and egress to the adjoining property owners as the vacation of the street will only have the effect of extinguishing the public rights therein. The erection, construction or placing of any building, vault or structure upon or within the above described reservation area which will interfere with the laying, relaying, rebuilding, reconstructing or maintenance of existing or additional electric, gas, telephone or water utilities and their appurtenances, and which will interfere with the ingress or egress of the adjoining property owners, are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is known and designated as Map 1800-V hereof. A copy of said map is on file in the office of the Director of Engineering.

Section 2. That the company requesting the vacation of Hyatt Avenue shall have one (1) year from the date of the publication of this Ordinance to purchase said street from the City of Newark. If said purchase is not completed within a one year period, the Director of Engineering shall prepare an Ordinance revoking the vacation of Hyatt Avenue.

Section 3. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 4. That this Ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving a Redevelopment Plan for City Tax Block 596, Lot(s) 36 and 37 (576-586 North 6th Street).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on February 1, 1988, which is annexed hereto, a Redevelopment Plan for City Tax Block 596, Lot(s) 36 and 37, (hereinafter called "Area"); and

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WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan give due consideration to the provisions of appropriate allowable uses of Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

Section 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body, and accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

Section 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council questioning whether the developer was a minority contractor.

Councilman Carrino replied it was a Portugese contractor.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes: Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

May 18, 1988

6-Ph, S & F-f.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving a Redevelopment Plan for City Tax Block 1958, Lot 13 (40-42 North 10th Street).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board, City of Newark, New Jersey, has considered and did approve a Resolution on February 1, 1988, which is annexed hereto, a Redevelopment Plan for City Tax Block 1958, Lot 13 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan give due consideration to the provisions of appropriate allowable uses of Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

Section 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body, and accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

Section 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

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President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council questioning whether the developer was a minority contractor.

Councilman Carrino replied it was a Portuguese contractor.

Councilman Carrino, through the Chair, directed the City Clerk to forward letter to speaker identifying the name of the contractor.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police and establishing salaries therefor," (6-S & F-y) adopted November 22, 1966 and amendments thereto (To create the title of Line Worker and to abolish the title of Lineman in the Department of Police).

(Creating new title and abolishing old title in Department of Police in compliance with New Jersey Department of Personnel's title Standardization Program. No salary change. Represented by Police Employee's Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Police and establishing salaries therefor," (6S&Fy) adopted November 22, 1966, as amended and supplemented be supplemented to create the following title:

POSITIONS

Line Worker	(2)	1/1/87	\$23,496.60 - \$24,538.21 - \$25,591.78
7052 (40 Hrs.)			

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITIONS

Lineman
2304 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith be hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

May 18, 1988

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President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Assistant Manager, Sewers/Assistant Manager, Water Supply and to abolish the title of Supervising Environmental Specialist in the Department of Engineering).

(Creating new title and abolishing old title in Department of Engineering in compliance with New Jersey Department of Personnel's Title Standardization Program. New salary will be lower than old. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Assistant Manager, Sewers/
Assistant Manager, Water Supply (1) \$32,321.22 - \$38,974.88
A051 (35 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Supervising Environmental Specialist
A270 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Coordinator, Administrative Services and to abolish the titles of Administrative Officer (35 Hours) and Administrative Officer (37½ Hours) in the Department of Health and Human Services).

(Creating new title and abolishing two old titles in Department of Health and Human Services in compliance with New Jersey Department of Personnel's Reclassification. Fiscal Impact \$2,100. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6S&FX) and adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Coordinator, Administrative Services
1349 (35 Hrs.) (1) \$29,685.13 - \$35,749.13

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles:

POSITION

Administrative Officer
A236 (35 Hrs.)

Administrative Officer
A236 (37½ Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting a bridge easement to the State of New Jersey, Department of Transportation for 784 square feet of Block 5042, Lots 74 through 76 (Routes U.S. 1 & 9) for the consideration of Eighteen Hundred Dollars (\$1,800.) pursuant to N.J.S.A 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Department of Transportation of the State of New Jersey is entrusted by law with the general police power of regulating access along highways, streets and roads under its jurisdiction; and

WHEREAS, Routes U.S. 1 & U.S. 9 is under the jurisdiction of the Department of Transportation; and

WHEREAS, the Department of Transportation has requested a bridge easement of 784 square feet of Routes U.S. 1 & 9, Block 5042, between lots 74 and 76, City owned properties listed on Exhibit A; and

WHEREAS, the request of the Department of Transportation for a bridge easement of 784 square feet is minimal in nature and does not affect the City of Newark in an inappropriate manner.

WHEREAS, an offer has been made to the City of Newark, pursuant to appraisal of Eighteen Hundred Dollars (\$1,800.00), attached as Exhibit B, for the bridge easement.

WHEREAS, Routes U.S. 1 & 9, Block 5042, Lots 74 through 76 on the Official Tax Map and Tax Duplicate (year 1988) of the City of Newark, New Jersey are not needed for public purposes by the City of Newark.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. The City of Newark convey to the Department of Transportation, a body corporate and politic of the State of New Jersey, an easement for the properties listed in Exhibit A by private sale, for the consideration of Eighteen Hundred Dollars (\$1,800.00), pursuant to N.J.S.A. 40A:12-13(b)(1).

2. The Director of the Department of Development be and is hereby authorized to execute any and all documents or bargain and sale deeds conveying the properties listed on Exhibit A to the Department of Transportation of the State of New Jersey.

3. The Deeds shall be approved as to form and legality by the Corporation Counsel and attested and acknowledge by the City Clerk.

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4. The subject properties are not required for public purposes.
5. The Director of Finance be and is hereby authorized to receive proceeds of sale and to deposit same in the redevelopment trust account.
6. A copy of the executed deed shall be placed on file in the office of the City Clerk by the Department of Development.
7. This Ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 16A, Land Use Procedure, Chapter 2, Board of Adjustment, Section 6, Time; Complete Applications, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To amend application for variance requirements).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 16A, Land Use Procedures, Chapter 2, Board of Adjustment, Section 6, Time; Complete Applications, Subsections (1) and (2) of paragraph (a) of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, be and is hereby amended to read as follows:

16A:2-6. Time; Complete applications

(1). An original completed City of Newark variance application form with sign off approval for the application to go forward by the Central Planning Board, Board of Adjustment, Fire Department, and the Superintendent of Buildings.

(2). Nine (9) sets of plans, including plot plan, floor plan and elevations and indicating on-site parking for proposed new buildings, alterations, additions, extensions or conversions.

Where no conversions or structural changes are involved, nine (9) plot plans indicating the size of the property, all structures and other improvements and other permanent objects on the premises including driveways, fences, lighting, landscaping, paved areas, parking area and bumper guards shall be submitted.

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For any proposed new buildings, alterations, additions, extensions, conversions or improvements of existing building or structure plans shall include complete floor plans, full elevations and a description of the materials to be used.

If application is for a church, auditorium, theater or other place of public assembly, plans shall indicate all entrances and exits, seating arrangements, number of seats proposed, interior and exterior alterations.

If application is for a use which emits odors, dust, fumes or vapor, plans shall indicate exhaust system. A spray booth shall be shown if use includes spraying of paint, lacquer, enamel or similar substance.

If application is for automobile body and fender repair and painting, plans shall include location of spray booth, exhaust system and all exits.

If application is for automobile repair shop, mechanical repair or body and fender repair and no painting, plans shall include location of all exists.

All plans shall be prepared by a New Jersey Licensed Professional Architect or Engineer.

SECTION 2. All prior ordinances or parts thereof which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance requiring the City Administration to establish procedures to provide voter registration services facilities at appropriate Newark Municipal offices and other facilities.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. It shall be the official policy of the City of Newark that appropriate city offices and other facilities open to and serving the public shall be made available to provide voter registration services and assist eligible persons who desire said services.

Section 2. The Business Administrator shall be responsible for developing a plan and instituting procedures to implement the aforesaid city policy and shall make arrangements and enter into agreements, if necessary, to establish suitable locations to provide voter registration services at a convenient time. In addition to the Office of the City Clerk, municipal office locations shall also include but not be limited to the following:

- (a). Division of Revenue Collections (Tax Collector)
- (b). Division of Assessments (Tax Assessor)
- (c). Division of Water Accounting & Customer Service

In addition, wherever possible, the following locations shall also be utilized:

- (d). Newark Public Schools
- (e). Newark Housing Authority Projects
- (f). Senior Citizen Centers and other related community based organizations funded through the City of Newark.

Section 3. As the Statutory Municipal Election Official, the City Clerk shall be responsible for providing all voter registration centers with the necessary forms to carry out the registration process and to receive all completed voter registration forms for transmittal to the Essex County Superintendent of Elections.

Section 4. This ordinance shall take effect upon final passage and publication according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. KATHRYN WILLIS, 178 PRINCE STREET, NEWARK, NEW JERSEY addressed the Municipal Council supporting this ordinance.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Coordinator, Administrative Services and abolishing the title of Chief Clerk in the Department of Development)

(Coordinator,
Administrative Services
(35 Hours) (1) 2/29/88 \$29,685.18 - \$35,749.13)
(Creating title of Coordinator, Administrative Services and abolishing
title Chief Clerk in Department of Development. Represented by Newark Council
No. 21, Civil Service Association. Fiscal Impact \$1,500.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to table the ordinance was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

6-S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance imposing a tax on Employer Payrolls in the City of Newark, "Ordinance 6-S & F-m, January 4, 1978, as amended by Ordinance 6-S & F-k, January 3, 1979, as amended by Ordinance 6-S & F-b, adopted January 16, 1980, as amended by Ordinance 6-S & F-k, February 17, 1982, as amended by Ordinance 6-S & F-i, March 16, 1983, as amended by Ordinance 6-S & F-bt, December 18, 1985 to impose a rate of one percent (1.0%) effective January 1, 1988.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Mr. Joseph Faccone, Samuel Klein and Company, External Auditors met
with the Council February 2, 1988)
(Public Hearing Closed)
(Corporation Counsel Grant met with the Council May 17, 1988)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

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HEARINGS OF CITIZENS.

6-HC-a. **MR. ROBERT GUNDY, 18 OAKLAND TERRACE, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to name changing of Badger Avenue to "Gundy Brothers Plaza."

Councilman Payne informed the speaker a Council Committee has been established dealing with name changing of streets.

6-HC-b. **MR. MARVIN JENKINS EL** addressed the Municipal Council with respect to the homeless in the City of Newark.

6-HC-c. **MR. ANDY CAPPON, 95 ORCHARD STREET, NEWARK, NEW JERSEY,** addressed the Municipal Council in support of the payroll tax ordinance.

6-HC-d. **MR. PERCY W. DUNN, 55-57 SOUTH MUNN AVENUE, EAST ORANGE, NEW JERSEY,** addressed the Municipal Council with respect to transportation for senior citizens and handicapped individuals.

Councilman Rice noted there is presently in the Senate a bill dealing with transportation for senior citizens and the handicapped.

6-HC-e. **MS. CHAUNTA DOOLEY, 134 SHERMAN AVENUE, NEWARK, NEW JERSEY.**

6-HC-f. **MS. JOSEPHINE B. CHANDLER, 59 WRIGHT STREET, NEWARK, NEW JERSEY.**

6-HC-k. **MR. MONROE L. JORDAN, 142 SHERMAN AVENUE, NEWARK, NEW JERSEY.**

6-HC-l. **MS. BERNICE Y. CRAWFORD, 145 SHERMAN AVENUE, NEWARK, NEW JERSEY.**

6-HC-m. **MS. KATHLEEN COOK ON BEHALF OF MS. RUTH GORDON.**

6-HC-n. **MR. PAUL-MAX BOIS, 218 SHERMAN AVENUE, NEWARK, NEW JERSEY.**

6-HC-u. **MS. ELEANOR WALKER, 134 SHERMAN AVENUE, NEWARK, NEW JERSEY.**

The above citizens addressed the Municipal Council with respect to renovating vacant lots and buildings within the Valley Area.

President Martinez directed the City Clerk to extract remarks of the above speakers and forward to Mayor James, Corporation Counsel Grant and Director of Development Lucas for their attention and necessary action.

6-HC-g. **MS. VIVIAN BERRY, 331 SEVENTH AVENUE, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to an abandoned house located at 327 Seventh Avenue.

President Martinez directed the City Clerk to extract remarks of Ms. Berry and forward to Director of Development Lucas for his attention and necessary action.

6-HC-h. **MS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY,** addressed the Municipal Council criticizing the lack of enforcement on Anti-Warehousing Ordinance.

The speaker also apposed keeping playgrounds and schools open after school hours for recreational purposes.

Councilman Rice explained his Bill to the speaker and reasons why it is good for schools to keep playgrounds open to keep children off the streets.

6-HC-i. **MS. BRENDA ROBERSOM, 255 AVON AVENUE, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to renovating the Dome of City Hall.

6-HC-j. **MR. JOE BRYANT, 789 BERGEN STREET, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to Resolution 7-R-h, May 18, 1988. The speaker indicated he was actually the lowest responsible bidder and was entitled to the contract.

President Martinez directed the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant and Mr. Joe Bryant to meet with the Council at its next pre-meeting conference May 31, 1988 to discuss this matter.

6-HC-o. **ELDER JAMES P. PAIGE, 269 CAMDEN STREET, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to securing a location for the storing of emergency surplus food for hungry residents of the City of Newark.

6-HC-t. **EVANGELIST ISADORAH TURNER, 2 NEVADA STREET, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to surplus food centers for the hungry of the City of Newark. The speaker cited the drug and crime problems on West Kinney Street.

There was a lengthy discussion held by the Members of the Municipal Council.

Councilman Rice, through the Chair, directed the City Clerk to extract the remarks made by Elder Paige and forward to Police Director and Director of Development for their attention and necessary action.

Councilwoman Villani, through the Chair, directed the City Clerk to extract the remarks made by Evangelist Turner and forward to Police Director and Director of Development for their attention and necessary action.

6-HC-p. **MR. JOE NARDONE, 14 GOBLE STREET, NEWARK, NEW JERSEY.**

6-HC-q. **MR. ARNOLD COHEN, 272 WALNUT STREET, NEWARK, NEW JERSEY.**

6-HC-r. **REVEREND DAVID BURGESS, ST. STEPHEN'S CHURCH, NEWARK, NEW JERSEY.**

6-HC-s. **MARIAROSA DA COSTA, 51 VAN BUREN STREET, NEWARK, NEW JERSEY.**

The above citizens addressed the Municipal Council opposing solid waste disposal and supporting recycling within the City of Newark.

There was a lengthy discussion held by the Members of the Municipal Council.

A motion to consider Motion 7-M-a at this time was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-M-a. **A MOTION REQUESTING POLICE DIRECTOR COLEMAN AND DIRECTOR OF DEVELOPMENT LUCAS TO CLEAN UP THE CORNERS IN THE VICINITY OF WASHINGTON STREET, WEST KINNEY STREET AND NEVADA STREET WHERE OPEN AND RAMPANT DRUG SALES ARE TAKING PLACE** was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

- 7-R-a. Resolution authorizing Mayor and Director of Development to execute and enter into Memorandum of Understanding with Belmont Pharmacy, Inc., Redeveloper, (construct a pharmacy, retail and office commercial complex with on site parking at Block 2665, Lots 1, 3, 4, 5, 7 and 8) 306-316 Irvine Turner Boulevard, Newark, New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-b. Resolution authorizing Mayor and Director of Development to execute and enter into Memorandum of Understanding with Harrison Pharmacy, Inc., Redeveloper, (construct a pharmacy and commercial complex with on site parking at Block 113, Lots 1, 6, and 7) 636-642 Dr. Martin Luther King, Jr. Boulevard, Newark, New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-c. Resolution amending Resolution 7-R-bz (A.S.), October 21, 1987, contract with Newark Economic Development Corporation, a New Jersey Non-Profit Corporation, for performance of Administrative Services in Conjunction with Commercial and Economic Development programs pursuant to Title I eligibility guidelines, for period October 6, 1987 to October 5, 1988, for total sum of \$980,000.; funds provided from Community Development Block Grant FY XIII, by changing beginning period to July 1, 1987 and ending period to June 30, 1988; no additional funds required.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-d. Resolution amending Resolution 7-R-bz (A.S.), April 6, 1987, pass through loan agreement totalling \$15,000,000. in staged disbursements to NEDC Financial Management Corporation, which in turn loaned said amount to Gateway Four Urban Renewal, L.P., to fund part of construction financing for office building project known as Gateway Four, for purpose of extending the maturity date of the Community Development loan to Gateway Four passed through NEDC from April 23, 1987 maturity date to April 25, 1988, by extending maturity date to April 25, 1989.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to table the resolution per request of Administration was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-e. Resolution amending Resolution 7-R-j, April 6, 1988, authorizing Director of Development to execute Bargain and Sale Deeds conveying properties listed on Exhibit A in accordance with schedule for conveyance to University Heights Urban Renewal Non-Profit Corp., requiring further clarification be made in contract and in schedule for conveyance by Department of Development, by amending project description to include a day care center and change the location of the parking for the project.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-f. Resolution authorizing Mayor and Director of Development to execute and enter into Memorandum of Understanding with Shell Oil Company, 100 Executive Drive, West Orange, New Jersey, for construction of a Multiple Use Commercial Facility which shall include a convenience store, car wash and gasoline service station of three service islands on Block 2545, Lots 1, 2, 3, 4, 6, 9, 12, 15, 16, 44, 45, 46, 47. (Southeast Corner of Springfield Avenue and Bergen Street)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-g. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to execute and enter into contract with Department of Housing and Urban Development, for purpose of providing emergency shelter services to homeless individuals, for period April 4, 1988 to April 3, 1989, United States Department of Housing and Urban Development granted funds in amount of \$29,000.; Municipal Funds-in-kind match-\$29,000., totalling \$58,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-h. Resolution authorizing Director of Engineering to execute Contract 88-10, with Ventura Construction Corp., 137 Mt. Pleasant Avenue, East Hanover, New Jersey, lowest responsible bid submitted, for Renovations to Military Park, for total sum of \$973,603., which sum permits the utilization of Contract Alternates #1, #3 and #4 as well as work in accordance with specifications; Alternate #2 is rejected and not awarded; further authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed an additional \$8,400.; funds provided in 1988 Capital Budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution; further, directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant and Mr. Joe Bryant to meet with the Council at its pre-meeting conference May 31, 1988 was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-i. Resolution confirming action taken by Director of Engineering pursuant to N.J.S.A. 40A:11-6, to secure services of La Fera Contracting Co., based upon lowest responsible proposal; further authorizing Director of Engineering to execute contract with La Fera Contracting Co., 149-153 Verona Avenue, Newark, New Jersey, for emergency repair to the 10" Vitrified Tile Pipe Sewer located at the intersection of Avenue L and Thornton Street, for total sum of \$38,000.; funds provided in 1988 Operating Budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-j.

Resolution authorizing Director of Division of Water Accounting and Customer Service to adjust Account No. 04-7386765-00, Township of Hillside, by crediting sum of \$9,974.99, being difference of \$12,574.99 charged and \$2,600. the billing amount pursuant to Water Contract of 1972 and ceasing quarterly billing; further, authorizing Directors of Engineering and Division of Water Accounting and Customer Service to re-negotiate Water Contract between Township of Hillside and City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-k.

Resolution ratifying and authorizing Businesss Administrator to enter into contract with Paradyne Corporation, 8550 Ulmerton Road, P.O. Box 2826, Largo, Florida, only responsible bid received, for providing Maintenance and Service for Computer Equipment for the Contract Administration Office, for period May 1, 1988 to April 30, 1991, for sum not to exceed \$23,700. for three year period; expenditures in 1989, 1990 and 1991 are contingent upon and subject to appropriation and approval of funds for those years.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-l.

Resolution ratifying and authorizing Business Administrator to enter into and execute contract with Work Oriented Rehabilitation Institute, 15 Roseville Avenue, Newark, to Provide Maintenance Services for Various City Parks, for period January 1, 1988 to December 31, 1988; contract shall not exceed \$182,000.; \$30,332.70 to commence said program; any additional expenditures contingent upon and subject to appropriation and certification of such funds. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1) et seq).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ii.

Resolution ratifying and authorizing Director of Health and Human Services to accept funds, enter into and execute contract with State Department of Health, in amount of \$4,972., for period February 1, 1988 to April 30, 1988, to cover cost for salary and benefits for one position of Supervisor of Medical Records for approximately 61 days (Blind HIV Seroprevalence Study), does not require expenditure of any municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-n. Resolution authorizing Director of Health and Human Services to submit application to State of New Jersey, Department of Human Services, Division of Welfare, for funds to help defray the cost of providing training and employment services to City of Newark, Division of Public Welfare, General Assistance clients; does not require expenditure of any public funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-o. Resolution amending Resolution 7-R-q, May 6, 1987, contract with New Jersey Department of Community Affairs, for continuation of Relocation Assistance Program for period January 1, 1987 to December 31, 1987; total amount of contract-\$111,600. (Municipal Funds-\$55,800., State Matching Grant-in-Aid-\$55,800.), by reducing amount of funds from \$55,800. to \$47,473.25, City of Newark match-\$47,473.25, totalling \$94,946.50.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-p. Resolution amending Resolution 7-R-j, February 3, 1988, submitting application and accepting contract with New Jersey State Department of Community Affairs, to continue Relocation Assistance Program, for period January 1, 1988 to December 31, 1988, in amount of \$84,000. (State Matching Grant-in-Aid-\$42,000., Municipal Funds-\$42,000.), by changing amount of funds from \$42,000. to \$50,326.75 (\$8,326.75 carry-over funds), City of Newark match-\$50,326.75), totalling \$100,653.50.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-q. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into grant agreement with State of New Jersey, Department of Community Affairs, in amount of \$20,000. and Newark Community School of the Arts, Inc., in match amount of \$4,000., totalling \$24,000. for period January 4, 1988 to December 30, 1988, to provide recreational/educational arts programming for the handicapped, no expenditure of municipal funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-r. Resolution ratifying and authorizing submittal of grant application by Mayor and Local Administrator of Supplemental Fire Services Program ("Utilization Report"), in amount of \$447,089.80 to New Jersey Department of Community Affairs for CY 1988, \$111,772.45 match from 1988 municipal budget of City of Newark, totalling \$558,862.25. (Firefighters)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-s. Resolution ratifying and authorizing submittal of grant application by Mayor and Local Administrator of the Safe and Clean Neighborhoods ("Utilization Report"), in amount of \$2,107,138. to New Jersey Department of Community Affairs for CY 1988, \$2,107,138. match from 1988 municipal budget of City of Newark, totalling \$4,214,276. (police walking patrol posts and lot clearance and clean streets activities)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-t. Resolution amending current contract with Prudential Insurance Company of America in compliance with conditions imposed by recently concluded negotiations between City of Newark and Police Superior Officers' Association of Newark, New Jersey, effective January 1, 1988, not to exceed \$11,000 for 1988, contingent upon appropriation of budgetary funds for subsequent years. (Amended contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(M))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-u. Resolution authorizing granting of City-paid health benefits to qualified retirees represented by Police Officers' Association of Newark, New Jersey, Inc., who retire after 25-years of either "continuous" or "aggregate" service; cost of providing aforesaid health benefits cannot with any degree of certainty be determined. (Amended contracts awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(M))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-v. Resolution amending current contract with Blue Cross/Blue Shield of New Jersey in compliance with conditions imposed by recently concluded negotiations with Police Superior Officers' Association of Newark, New Jersey, Inc., effective January 1, 1988, not to exceed \$3,500. for 1988, contingent upon appropriation of budgetary funds for subsequent years. (Amended contracts awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(M))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-w. Resolution amending current contracts with Alpha-Net, Inc. and Group Dental Health Administrators, Inc., to comply with conditions imposed by recently concluded negotiations with Police Superior Officers' Association of Newark, New Jersey, Inc., effective January 1, 1988, no additional cost during 1988 as result of granting aforesaid benefits as current contracts allow for granting of these benefits while maintaining established premiums. (Amended contracts awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(M))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-x. Resolution accepting Audit Report of WIC Program, for period October 1, 1985 to September 30, 1986, from Frye, Williams, C.P.A.; further, authorizing Municipal Comptroller to pay sum of \$4,500. to Frye, Williams, C.P.A. upon Municipal Council's acceptance of said Audit Report.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-y. Resolution amending Resolution 7-R-e, June 6, 1984, contract with Essex County College of Business for an Electronic Security Alarm Technician Program for 25 participants, for sum not to exceed \$36,000.; by changing amount of participants from 25 to 20 and changing cumulative from 30 to 25, increasing amount for participants from \$427.20. to \$534.; no additional funds required.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-z. Resolution authorizing 39 Bruen Street Urban Renewal Associates, L.P., a New Jersey Limited Partnership, to commence construction of six story building around an interior courtyard to provide 38 condominium units and the conversion of a warehouse into 18 condominium units, totalling 56 residential condominium units ranging in size from one to three bedroom simplexes to two bedroom duplexes; with on-site parking at 39-49 Bruen Street, Block 195, Lots 1, 4, 34, 36 and 38, upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating City of Newark or Municipal Council to grant tax abatement to project or approve submitted application.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-ta.** Resolution authorizing Director of Finance to issue check in amount of \$2,000. payable to Mildred June Pagan and Charles Armbruster, her attorney, 171 Newkirk Street, Jersey City, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, against PSE&G and New Jersey Bell Telephone Company and City of Newark, seeking recovery for personal injuries arising from alleged negligence of City of Newark. (PSE&G-\$500.; New Jersey Bell-\$500.)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-bb.** Resolution authorizing Director of Finance to issue check in amount of \$14,000. payable to Sheila Borges and Alan D. Bell, her attorney, 141 South Harrison Street, East Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, against City of Newark, seeking recovery for personal injuries arising from alleged negligence by George W. Stephenson, City employee, City of Newark and codefendant Betsy Guerrero. (Betsy Guerrero - \$15,000.)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council May 17, 1988)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-bc.** Resolution authorizing Director of Finance to issue check in amount of \$3,000. payable to Ineaz Brown and Blume, Vazquez, Goldfaden, Berkowitz and Oliveras, her attorneys, 5 Commerce Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, against City of Newark seeking recovery for personal injuries arising from alleged negligence by City of Newark and codefendant Victor Puryear. (Victor Puryear - \$14,000.)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-bd.** Resolution authorizing Director of Finance to issue check in amount of \$6,000. payable to Irene Bexiga and Bohrod and Bohrod, her attorneys, 56 Ferry Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, against City of Newark seeking recovery for personal injuries arising from alleged negligence by Edward N. Conklin, City employee, City of Newark and codefendant, Lionel Bexiga. (Lionel Bexiga - \$3,000.)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-be. Resolution authorizing Director of Finance to issue check in amount of \$6,000. to Rose Mosdar and Robert J. Sussman, her attorney, 56 Broad Street, PO Box 1559, Bloomfield, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County seeking damages for property located at 22-24 Lincoln Avenue, Newark, New Jersey (Block 620, Lot 42) when said building was demolished by City of Newark without proper notice.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-bf. Resolution authorizing Director of Finance to issue check in amount of \$11,000. payable to Janet Hines and Blume, Vasquez, Goldfaden, Berkowitz, Oliveras and Donnelly, her attorneys, 5 Commerce Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence by employee of City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council May 17, 1988)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-bg. Resolution authorizing Director of Finance to issue check in amount of \$1,000. payable to Lillie Mixon and Pitman and Pitman, her attorneys, 150 Morris Avenue, Springfield, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, against City of Newark seeking recovery for personal injuries arising from alleged negligence of City of Newark and codefendant, Florence Brown. (Florence Brown - \$1,000)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-bh. Resolution authorizing Director of Finance to issue check in amount of \$6,000. payable to Annie Granger and Weiss, Turco and DeGroot, her attorneys, 56 Park Place, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County seeking recovery for personal injuries arising from alleged negligence of City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-bi. Resolution authorizing Director of Finance to issue check in amount of \$9,000. payable to Gloria Chandler and Geltzeiler, Mandel, Berezin and Feinstein, her attorneys, 17 Academy Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence by employee of City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bj. Resolution authorizing Director of Finance to issue check in amount of \$2,300. to Talbert McMorris, 103 West End Avenue, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; for damages to Police Detective McMorris's vehicle while on official police business.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bk. Resolution authorizing City Treasurer to refund to NCHP Property Management, Inc., 293 Eisenhower Parkway, Livingston, New Jersey, 07039, the sum of \$9,067.12, now on record in the Division of Water Accounting and Customer Service, due to overpayment for nonexistent Meter Account Number 05-742-5901-00, for 52 Astor Street, Newark, New Jersey, Block 2808, Lot 14.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bl. Resolution authorizing Director of Finance to issue check in sum of \$907.20 payable to Daniel Coleman, and Robert J. DeGroot, his attorney 56 Park Place, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; refund of A.B.C. license renewal fee by Dan-Ann Corporation. (Failed to timely renew application for 1986-1987 license term and filed petition with State Director of A.B.C. which was denied)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bm. Resolution authorizing Director of Water Accounting and Customer Service to accept sum of \$50,817.96 from Passaic Valley Sewerage Commission in full satisfaction of all outstanding charges due as of December 21, 1987 on all water/sewer accounts, 786 Wilson Avenue, 681 Doremus Avenue, 800 Wilson Avenue, 840 Wilson Avenue, 644 Avenue "P" (2 Meters) and 544 Wilson Avenue; further, authorizing Director of Water Accounting and Customer Service to adjust all relevant accounts accordingly and discontinue all future sewer billings on the five accounts affected.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

- 7-R-bn. Resolution authorizing Director of Finance to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$394,703.55 for overpayments carried on books and records of Tax Collector by reason of Tax Court Judgements and Cash Overpayments for years 1986, 1987 and 1988.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bo. Resolution authorizing City Treasurer to refund to Bridgeport Specialty Metals, Inc., 231 Oraton Street, Newark, New Jersey, the amount of \$2,991.93 now on record in the Division of Water Accounting and Customer Service, due to overpayments on estimated sewer billing from Passaic Valley Sewerage Commission on Account Number 10-786-6660-00, for 215 Oraton Street, Newark, New Jersey, Block 728, Lot 23.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bp.** Resolution authorizing Director of Finance to issue check in amount of \$350. payable to Robert and Bernice Mathis, 77 Nairn Place, Newark, New Jersey; monies collected by City of Newark from occupant of record prior to vacation of judgement for premises 1-3 Shanley Avenue, Block 2629, Lot 63.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bq.** Resolution authorizing Director of Finance to issue check in amount of \$6,270. payable to James T. Kinney (c/o Shirley Waters Cato, Esquire, 60 Park Place, Suite 1305, Newark, New Jersey); monies collected by City of Newark from occupant of record prior to vacation of judgement for premises 827 Clinton Avenue, Block 3017, Lot 23.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-br.** Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$49,161.44, Municipal Tonnage Grant.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bs.** Temporary emergency resolution appropriating \$49,161.44, Municipal Tonnage Grant; said emergency funds shall be provided in 1988 budget.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bt.** Resolution authorizing transfer from Housing and Community Development Act XIII Funds, from Budget Office, Other Expenses-\$28,615. to People Community Corporation, Other Expenses-\$28,615.; pursuant to Ordinance 6-S & F-d, April 16, 1980.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bu.

Resolution granting tax exemption on improvement on property 604 Market Street, Block 2009, Lots 1, 4, 69 and 70, owned by Clinton Corners Associates, for period commencing January 1, 1989 and terminating December 31, 1993; pursuant to Revised Ordinances of the City of Newark, New Jersey, 1966, 10:11-1 et seq. as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bv.

Resolution approving determination of Central Planning Board that City Tax Block 2849, Lots 1, 3, 14, 15, 48 and 49 (320-322 Orange Street, 19-21 Hudson Street, 20-22 Hecker Street, 1-17 Hudson Street, 2-18 Hecker Street) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM870054, September 3, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bw.

Resolution voiding sale of City-owned properties listed on Exhibit A, pursuant to Resolution 7-R-bq (A.S.) adopted October 21, 1987; persons failed to close title within ninety (90) days after adoption of said resolution, thereby forfeiting their deposit to the City of Newark. (Pursuant to Executive Order No. PM870055, September 3, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bx.

Resolution authorizing Director of Finance to cancel \$65,148.11, outstanding water-sewer charges; interest and penalties, on properties which the City of Newark has foreclosed pursuant to In-Rem foreclosures, as per attached schedule.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-by.

Resolution designating reserved parking area for handicapped motorists on Garrison Street, south side, beginning 165 feet west of the westerly curbline of Wilson Avenue and extending 24 feet westerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bz.** Resolution designating reserved parking area for handicapped motorists on Mt. Prospect Avenue, east side, beginning 69 feet south of the southerly curblin of Abington Avenue and extending 25 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-ca.** Resolution designating reserved parking area for handicapped motorists on Abinger Place, south side, beginning 111 feet west of the westerly curblin of Brookdale Avenue and extending 25 feet westerly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cb.** Resolution authorizing Tax Collector to execute Assignment of Tax Sale Certificate No. 55250, in amount of \$66,879.61, representing tax sale lien, all subsequent accrued liens through May 1, 1988 and interest and costs to May 1, 1988, to Albert Alpert & Sons, LTD., 972-974 Broad Street, Block 882, Lot 74.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cc.** Resolution recognizing and commending Mrs. Lillie V. Bell for her contributions to the Newark School System and the local community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cd.** Resolution recognizing and commending Karriem Abdallah on the publication and release of his first book entitled "The K.A. System of Karate: The Freestyle Crouch."

(For action on this resolution, see page 1 in the minutes of this meeting)

- 7-R-ce.** Resolution recognizing and commending George Dunn and Dominick Bucci, students from St. Benedict's Preparatory School, for their selection on the Parade Magazine High School All American Soccer Team.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cf. **Resolution recognizing and commending Reverend Charles E. Thomas on the occasion of his 20th anniversary as Pastor of the New Hope Baptist Church located in Newark, New Jersey.**
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-cg. **Resolution recognizing and commending The Past Matrons Auxiliary of Queen of Sheba Grant Chapter Order of Eastern Star for its outstanding contributions to the City of Newark.**
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-ch. **Resolution strongly urging the Members of the House and Senate Labor/Health and Human Services/Education Appropriations Subcommittees to support full funding for the Job Training Partnership Act Programs in 1989.**
- A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-ci. **Resolution appointing O'Neil McPherson, Jr., Constable for a term commencing May 4, 1988 and ending May 3, 1989.**
- A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-cj. **Resolution appointing Sidney Pope, Constable for a term commencing May 4, 1988 and ending May 3, 1989.**
- A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-ck. **Resolution appointing Cleave Cutliff, Constable for a term commencing May 4, 1988 and ending May 3, 1989.**
- A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cl. **Resolution recognizing and commending Ana Teixeira, a Senior at East Side High School, on the occasion of being selected as a recipient of The Star Ledger Scholar for the State of New Jersey during the Year 1988.**
- (For action on this resolution, see page 2 in the minutes of this meeting)
- 7-R-cm. **Resolution recognizing and commending Elizabeth Huff, Valedictorian of West Side High School, for her outstanding educational achievements.**
- (For action on this resolution, see page 2 in the minutes of this meeting)
- 7-R-cn.
(A.S.) **Resolution recognizing and commending Mike Tyson, Heavyweight Boxing Champion of the World, on the occasion of receiving the Newark Branch National Association for the Advancement of Colored People Jack Johnson Award at the Annual Threadgill Scholarship Luncheon and Card Party on Saturday, May 14, 1988 at the Gateway Hilton Hotel.**
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-co.
(A.S.) **Resolution recognizing and commending Queen E. James on the joyous occasion of her 25th Anniversary as a County Committeeperson.**
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-cp.
(A.S.) **Resolution recognizing and commending the Extended Care Facility of Newark on the occasion of its Volunteer Recognition Dinner and in celebration of National Nursing Home Week celebrated from May 8 - 14, 1988.**
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-cq.
(A.S.) **Resolution declaring the week of May 16, 1988, to be Cuban Independence Week within the City of Newark.**
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-cr.
(A.S.) **Resolution recognizing and commending Bill Tate, a Mechanical Engineer with New Jersey Bell Telephone, on the occasion of being selected as "Citizen of the Month" chosen by his company at the Highland Pavilion in West Orange, New Jersey on May 25, 1988.**
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

May 18, 1988

7-R-cs.
(A.S.) Resolution recognizing and commending Mrs. Bernice C. Johnson, Vice Principal of the Dayton Street School, on the occasion of her retirement after 40 years of service to the Newark School System.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ct.
(A.S.) Resolution recognizing and commending Dr. A. Zachary Yamba, President of Essex County College for his dedication to excellence in education in New Jersey on May 24, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cu.
(A.S.) Resolution recognizing and commending Dr. Ruth K. Assarson, Director, Art Department for the Newark Board of Education on the occasion of her retirement.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cv.
(A.S.) Resolution recognizing and commending the instructors and members of the Vailsburg High School Swing Choir for their outstanding performance at The Young Americans National Choir Competition which was held April 17th - 24th at California's Pasadena Civic Center.

(For action on this resolution, see page 3 in the minutes of this meeting)

7-R-cw.
(A.S.) Resolution expressing profound sorrow and regret at the passing of Dr. Frederick Douglass Patterson, founder of the United Negro College Fund.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cx.
(A.S.) Resolution recognizing and commending Marie Gonzales, George Itty, Julio Pereira, Fernando Simoes, Eugenio Gonzalez, Lauren Collier, Wray Bailey, Hope Jackson, Armando Fontura, Oscar Coxson and William D. Watley, former members of the Newark Human Rights Commission, for their many years of outstanding and meritorious service to the City of Newark, New Jersey.

(For action on this resolution, see page 3 in the minutes of this meeting)

7-R-cy.
(A.S.) Resolution authorizing transfer of Housing and Community Development Act Thirteenth Year Funds (HCDA XIII) from Economic Development Assistance, Salaries and Wages-\$57,062., to Other Expenses \$57,062.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cz.
(A.S.)

Resolution recognizing and commending Edward Reuben, Valedictorian of Weequahic High School, for his outstanding educational achievements.

(For action on this resolution, see page 2 in the minutes of this meeting)

7-R-da.
(A.S.)

Resolution recognizing and commending Franklin - St. John's United Methodist Church on the 157th Anniversary of its founding.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-db.
(A.S.)

Resolution recognizing and commending Dr. Norman Vincent Peale, Pastor of Marble Collegiate Church of New York, on the occasion of delivering the Keynote address at Franklin-St. John's United Methodist Church's 157th Anniversary Celebration on Sunday, May 22, 1988.

A motion to adopt the resolution was made by Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dc.
(A.S.)

Resolution ratifying and authorizing Director of Engineering to execute licensed agreements with Conrail, for installing a 24" release sewer on Doremus Avenue, for period January 1, 1988 through December 31, 1988; does not require municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dd.
(A.S.)

Resolution authorizing Director of Finance to issue checks payable in amounts of \$77.48 to F.O.P. Lodge #12, \$38.14 to Police Officer Gerald Frisoli, and \$39.59 to Police Officer Guy Fillipone, totalling \$155.21; payments of court costs and fees pursuant to court order approving arbitration award requiring payment of overtime and/or court time pursuant to Fraternal Order of Police, Lodge #12 contract. (Judge Margolis, J.S.C. entered an Order confirming the Grievance Arbitration Award of Arbitrator Jay Kramer)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-de.
(A.S.)

Resolution amending Resolution 7-R-m, July 8, 1987, contract with Janice C. Gaynor, R.N., for provision of medical services to homeless individuals and families, for period June 1, 1987 to May 31, 1988, \$8,924.40, to be paid by Robert Wood Johnson Foundation, by providing a maximum of 741 hours and increasing contract amount by \$2,042.40, additional funds to be paid by Robert Wood Johnson Foundation, totalling \$10,966.80.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

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7-R-df.
(A.S.)

Resolution amending Resolution 7-R-n, July 8, 1987, contract with Francine L. Stewart, R.N., for provision of medical services to homeless individuals and families, for period June 1, 1987 to May 31, 1988, \$11,899.20, to be paid by Robert Wood Johnson Foundation, by providing a maximum of 854 hours and increasing contract amount by \$740., additional funds to be paid by Robert Wood Johnson Foundation, totalling \$12,639.20.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dg.
(A.S.)

Resolution amending Resolution 7-R-r, July 8, 1987, contract with Rameshan M. Kania, M.D., for provision of medical services to homeless individuals and families, for period June 1, 1987 to May 31, 1988, \$23,403.72, to be paid by Robert Wood Johnson Foundation, by providing a maximum of 636 hours and increasing contract amount by \$1,158.60., additional funds to be paid by Robert Wood Johnson Foundation, totalling \$24,562.32.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dh.
(A.S.)

Resolution amending Resolution 7-R-s, July 8, 1987, contract with Edward Blot, M.D., for provision of medical services to homeless individuals and families, for period June 1, 1987 to May 31, 1988, \$23,287.86, to be paid by Robert Wood Johnson Foundation, by providing a maximum of 633 hours and increasing contract amount by \$1,158.60., additional funds to be paid by Robert Wood Johnson Foundation, totalling \$24,446.46.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-di.
(A.S.)

Resolution amending Resolution 7-R-t, July 8, 1987, contract with Victor W. Marrero, M.D., for provision of medical services to homeless individuals and families, for period June 1, 1987 to May 31, 1988, \$23,519.58, to be paid by Robert Wood Johnson Foundation, by providing a maximum of 659 hours and increasing contract amount by \$1,931., additional funds to be paid by Robert Wood Johnson Foundation, totalling \$25,450.58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dj.
(A.S.)

Resolution amending Resolution 7-R-u, July 8, 1987, contract with Alvin Bell, M.D., for provision of medical services to homeless individuals and families, for period June 1, 1987 to May 31, 1988, \$23,326.58, to be paid by Robert Wood Johnson Foundation, by providing a maximum of 640 hours and increasing contract amount by \$1,390.62., additional funds to be paid by Robert Wood Johnson Foundation, totalling \$24,717.10.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-dk.
(A.S.) Resolution authorizing Director of Health and Human Services to enter into and execute contract with Priscilla Jordan-Scott, R.N., for provision of medical services to homeless individuals and families, for period June 1, 1988 to May 31, 1989, for \$12,338., to be paid from Robert Wood Johnson Foundation. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

- 7-R-dl.
(A.S.) Resolution authorizing Director of Health and Human Services to enter into and execute contract with Janice C. Gaynor, R.N., for provision of medical services to homeless individuals and families, for period June 1, 1988 to May 31, 1989, for \$9,486., to be paid from Robert Wood Johnson Foundation. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

- 7-R-dm.
(A.S.) Resolution authorizing Director of Health and Human Services to enter into and execute contract with Rameshchan.Kania, M.D., for provision of medical services to homeless individuals and families, for period June 1, 1988 to May 31, 1989, for \$25,420.26, to be paid from Robert Wood Johnson Foundation. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

- 7-R-dn.
(A.S.) Resolution authorizing Director of Health and Human Services to enter into and execute contract with Alvin Bell, M.D., for provision of medical services to homeless individuals and families, for period June 1, 1988 to May 31, 1989, for \$23,377.68, to be paid from Robert Wood Johnson Foundation. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

- 7-R-do.
(A.S.) Resolution authorizing Director of Health and Human Services to enter into and execute contract with Charlotte A. Blocker, R.N., for provision of medical services to homeless individuals and families, for period June 1, 1988 to May 31, 1989, for \$9,238., to be paid from Robert Wood Johnson Foundation. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

- 7-R-dp.
(A.S.) Resolution authorizing Director of Health and Human Services to enter into and execute contract with Milton E. Hahn, M.D., for provision of medical services to homeless individuals and families, for period June 1, 1988 to May 31, 1989, for \$26,058.96, to be paid from Robert Wood Johnson Foundation. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Harris.

- 7-R-dq.
(A.S.) Resolution authorizing Director of Health and Human Services to enter into and execute contract with Francine L. Stewart, R.N., for provision of medical services to homeless individuals and families, for period June 1, 1988 to May 31, 1989, for \$12,338., to be paid from Robert Wood Johnson Foundation. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each member of the Council)

A motion to adopt the resolution was made by , the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Harris.

- 7-R-dr.
(A.S.) Resolution authorizing Director of Health and Human Services to enter into and execute contract with Edward Blot, M.D., for provision of medical services to homeless individuals and families, for period June 1, 1988 to May 31, 1989, for \$25,292.52, to be paid from Robert Wood Johnson Foundation. Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by , the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Harris.

- 7-R-ds.
(A.S.) Resolution recognizing and commending Raymond J. Stabile for his many years of dedicated service to the Greater Newark Community on June 2, 1988.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

- 7-R-dt.
(A.S.) Resolution recognizing and commending the One Church, One Child of New Jersey, Inc. Corporation for its outstanding contributions to the residents of the State of New Jersey.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Grant, Harris.

- 7-R-du.
(A.S.) Resolution recognizing and commending Martin Odom, a Senior at University High School, for demonstrating superior academic achievement during the 1987-1988 school year.

(For action on this resolution, see pages 2 and 3 in the minutes of this meeting)

7-R-dv.
(A.S.)

Resolution authorizing Mayor and Director of Development to execute and enter into Memorandum of Understanding with Cali Associates, 11 Commerce Drive, Cranford, New Jersey and upon completion of task (redevelop property within Tax Blocks 1901, 1902, 1894, 1896, 1897 and 1898) Director of Development shall submit a Contract for Sale of Land for Private Redevelopment Between City of Newark and developer to the Municipal Council for its review and approval.
(North 11th Street, North 13th Street, South 11th Street, South 12th Street, South 13th Street, West Market Street and Orange Street)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Grant, Harris.

7-R-dw.
(A.S.)

Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Jacques B. Lapeyrolerie, D.D.S., for provision of dental services, for period April 25, 1988 to December 31, 1988; maximum amount of contract is \$9,197.38; \$781. appropriated in temporary budget, remainder of funds contingent upon adoption of 1988 budget. (Contract awarded without competitive bidding as a "Professional Service" pursuant to provisions of Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)
(Returned to Administration April 20, 1988)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Grant, Harris.

7-R-dx.
(A.S.)

Resolution commending Mr. Raymond Dandridge, Sr. Newark's own National Baseball Hall of Famer, on the occasion of his visit to the City of Newark in conjunction with the Great Achievers Program to be held at the Quality Inn on May 21, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Grant, Harris.

7-R-dy.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$8,600,806., Jobs Training Partnership Act. (JTPA FY '89)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Grant, Harris.

7-R-dz.
(A.S.)

Temporary emergency resolution appropriating \$8,600,806., Jobs Training Partnership Act; said emergency funds shall be provided in 1988 budget. (JTPA FY '89)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Grant, Harris.

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7-R-ea.
(A.S.)

Resolution authorizing Director of Engineering to execute Contract 88-19, with Austin Helle Co., Inc., 886-B2 Pompton Avenue, Cedar Grove, New Jersey, lowest responsible bid submitted, for Renovations to John F. Kennedy Recreation Center, for total sum of \$1,596,000.; funds provided in 1988 Capital Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Grant, Harris.

MOTIONS.

7-M-a.

A MOTION REQUESTING THE POLICE DIRECTOR TO CLEAN UP THE CORNERS IN THE VICINITY OF WASHINGTON STREET, WEST KINNEY STREET AND NEVADA STREET WHERE OPEN AND RAMPANT DRUG SALES ARE TAKING PLACE.

(For further action on this motion, see page 26 in the minutes of this meeting)

7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF RAYMOND P. STABILE, FORMER ESSEX COUNTY FREEHOLDER was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Grant, Harris.

7-M-c.

A MOTION REQUESTING MEMBERS OF THE NEW JERSEY LEGISLATURE TO STRONGLY SUPPORT PASSAGE OF SENATE BILL NO. 585 WHICH WILL PROVIDE FOR REDUCED FARE SERVICE FOR SENIOR CITIZENS AND HANDICAPPED CITIZENS AT ALL TIMES BUS AND RAIL SERVICE IS OFFERED ON REGULAR ROUTES OF CARRIERS WITHIN THE STATE was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Grant, Harris.

7-M-d.

A MOTION REQUESTING THAT THE PROPERTIES LOCATED AT 131 HILLSIDE AVENUE AND 327 SEVENTH AVENUE BE INVESTIGATED AND CLEARED FOR EMERGENCY DEMOLITION was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Branch, Grant, Harris.

7-M-e.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MONSIGNOR ALOYSIUS S. CARNEY, PASTOR EMERITUS OF ST. ROSE OF LIMA CHURCH LOCATED IN NEWARK, NEW JERSEY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Branch, Grant, Harris.

7-M-f.

A MOTION EXPRESSING SUPPORT FOR THE BARRINGER HIGH SCHOOL CHILD CARE AND PARENTING PILOT PROJECT was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Branch, Grant, Harris.

- 7-M-g. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DR. JOSEPH MIRABELLA, JR., RETIRED DENTIST WITHIN THE NEWARK AREA was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Branch, Grant, Harris.
- 7-M-h. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. PETER ALATI, A NATIVE OF NEWARK AND BROTHER OF FORMER COUNCILMAN FINNEY J. ALATI was made by the Council of the Whole and declared adopted President Martinez by the following votes:
Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Grant, Harris.
- 7-M-i. A MOTION REQUESTING THE NEWARK BOARD OF EDUCATION TO ASSIGN AN ADDITIONAL SECURITY GUARD TO THE BRAGAW AVENUE SCHOOL IN ORDER TO ENHANCE THE PERSONAL SAFETY OF ITS STUDENTS AND STAFF; FURTHER, REQUESTING THAT AN AFTER SCHOOL YOUTH DEVELOPMENT PROGRAM BE INSTITUTED AT SAID SCHOOL IN ORDER TO AFFORD ITS STUDENTS WITH VIABLE YOUTH ACTIVITIES was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Grant, Harris.
- 7-M-j. A MOTION COMMENDING FRANKLIN COUNTY, MISSOURI SHERIFF PAUL J. BRUNS AND SECRET SERVICE AGENT J. CHRISTOPHER MURPHY FOR THEIR MERITORIOUS ROLES IN THWARTING THE PLOT TO ASSASSINATE DEMOCRATIC PRESIDENTIAL CANDIDATE REVEREND JESSE JACKSON was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Carrino, Grant, Harris.
- 7-M-k. A MOTION REQUESTING THE POLICE DIRECTOR TO MAKE ALL THE NECESSARY ARRANGEMENTS TO INSURE THE REVEREND JESSE JACKSON'S SECURITY DURING HIS UPCOMING VISIT TO NEWARK ON MAY 27, 28, AND 29 GIVEN THE RECENTLY THWARTED ASSASSINATION PLOT ON HIS LIFE was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Carrino, Grant, Harris.
- 7-M-l. A MOTION DIRECTING THE CITY CLERK TO AGAIN REQUEST FROM THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING PREPARATION AND SUBMISSION OF THE APPROPRIATE LEGISLATION TO BLOCK OFF RUTH STREET AT THE INTERSECTION OF GROVE STREET was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Grant, Harris.
- 7-M-m. A MOTION REQUESTING THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING TO INITIATE THE NECESSARY ACTION FOR THE INSTALLATION OF VEHICLE BARRIERS TO PROTECT THE PROPERTY LOCATED AT THE CORNER OF EASTERN PARKWAY AND DOVER STREET was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, President Martinez.
Absent During Roll Call: Councilmen Grant, Villani.

7-M-n.

A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH AND DIRECTOR OF ENGINEERING ZACH TO MEET WITH THE COUNCIL AT ITS MAY 24, 1988 SPECIAL CONFERENCE TO DISCUSS STREET PAVING THROUGHOUT THE CITY OF NEWARK was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, President Martinez.
 Absent During Roll Call: Councilmen Grant, Villani.

7-M-o.

A MOTION REQUESTING THE APPROPRIATE OFFICIALS TO INSPECT THE PREMISES OF 2 KEER AVENUE WHERE TWO DUMPSTERS HAVE BEEN SITUATED ON THE CURB FOR QUITE SOME TIME was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, President Martinez.
 Absent During Roll Call: Councilmen Grant, Villani.

A motion to consider Item 8-x at this time was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-x.

The City Clerk presented Communication from Business Administrator Monteilh, received May 10, 1988, enclosing proposed "Ordinance to amend and supplement Title 2, Administration, Chapter 7, Department of Finance, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By establishing a Division of Tax Abatement and Special Tax)."
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Acting Business Administrator Grant, received April 28, 1988, enclosing proposed "Ordinance approving the sale of Lots 43 and 44 in Tax Block 622; Lot 1 in Tax Block 624; and Lots 8 and 10 in Tax Block 613, as identified in Schedule A, dated April 13, 1988, to the Housing Authority; pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1)." (10-14 May Street, 453-455 Summer Avenue (A/K/A 43-49 May Street; A/K/A 2-4 Summer Place) and 408-412 Broadway; price shall be its reuse value as provided for in N.J.S.A. 40:55C-15(d))

(Copy of ordinance and correspondence submitted to each Member of the Council)

For action on this item, see Ordinance 6-F-o on page 9 in the minutes of this meeting)

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received May 5, 1988, enclosing proposed "Ordinance amending and supplementing Title 23, Traffic and Parking; Chapter 5, Parking, Stopping and Standing, Generally; Section 11.1, Parking or Storing Inoperable Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented in order to regulate the storage of inoperable motor vehicles."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received May 5, 1988, enclosing proposed "Ordinance amending 'An ordinance granting permission to Magruder Color Company, Inc., to construct and maintain two (2) 20" conduits containing two 4" electrical lines, a 4" data line, a 4" communication line, a 3" condensate line, a 4" steam line and a 2" air line within a 6 foot wide easement running across Virginia Street between Lot 5 in Block 3773 and Lot 50 in block 3773 as laid out on the Map of the Commissioners to lay out streets, avenues and squares, for a total distance of approximately 60 feet.'"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received May 5, 1988, enclosing proposed "Ordinance providing for the acceptance and dedication of public streets or rights-of-ways associated with the development and construction of 1,000 car split level parking structure, related surface parking and other site improvements."

(Street widenings and related road improvements to Market Street, Mulberry Street, Edison Place and McCarter Highway.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received May 5, 1988, enclosing proposed "Ordinance to amend and supplement Title 8, Businesses and Occupations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, to add Chapter 26, Hub Cap Business Licenses for the sale of new and used automobile hub caps."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received May 5, 1988, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Hamilton Street."

(Hamilton Street: South side, from Mulberry Street easterly to Columbia Street.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received May 5, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use' (6-S & F-ba) adopted July 16, 1986 as amended and supplemented (To create the title of Senior Planner, Data Management in the Department of Land Use Control)."

(Senior Planner,

Data Management

(35 Hours)

(1)

\$24,491.68 - \$29,452.83)

(Creating title in Department of Land Use Control for HCDA. Included in HCDA XIV Budget. Represented by Newark Council 21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-h.

The City Clerk presented Communication from Business Administrator Monteilh received May 6, 1988, enclosing proposed "Ordinance authorizing the execution of a lease between New Community, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 765-767 South Orange Avenue, Block 4207, Lots 13 and 14, for the sum of \$3,900. per year for a period of one (1) year."

(Mini-precinct police station)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-i.

The City Clerk presented Communication from Business Administrator Monteilh, received May 6, 1988, enclosing proposed "Ordinance authorizing the execution of a lease between Tyrone Lucius, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 1009 Bergen Street, Block 3664, Lots 1 and 2, for the sum of \$3,080. per year for a period of one (1) year."

(Mini-precinct police station)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-j.

The City Clerk presented Communication from Business Administrator Monteilh, received May 6, 1988, enclosing proposed "Ordinance approving the redevelopment plan and the feasibility of relocation for City Tax Block 442, Lots 21, 22, and 23 (259-263 Broad Street)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-t on page 11 in the minutes of this meeting)

- 8-k. The City Clerk presented Communication from Business Administrator Monteilh, received May 9, 1988, enclosing proposed "Ordinance to amend Section 2:14-5.1 of Title 2, Chapter 14, Personnel Practices and Policies, of the Revised Ordinances of the City of Newark, New Jersey, 1966 (To modify annual sick leave for all employees entitled to fifteen (15) days sick leave annually and who have their non-salaried benefits conferred by ordinance)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-l. The City Clerk presented Communication from Business Administrator Monteilh, received May 9, 1988, enclosing proposed "Ordinance to amend Section 2:14-5(b) of Title 2, Chapter 14, Personnel Practices and Policies, of the Revised Ordinances of the City of Newark, New Jersey, 1966 (To modify annual vacation leave for all employees who have their non-salaried benefits conferred by ordinance)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-m. The City Clerk presented Communication from Business Administrator Monteilh, received May 9, 1988, enclosing proposed "Ordinance authorizing the Director of the Department of Development to acquire a privately owned property within the Fairmount Avenue Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-p on page 10 in the minutes of this meeting)

- 8-n. The City Clerk presented Communication from Business Administrator Monteilh, received May 9, 1988, enclosing proposed "Ordinance providing for the vacation of West Street, as laid out 55 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares extending from the northerly line of Mercer Street to the southerly line of William Street."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-m on pages 8 and 9 in the minutes of this meeting)

- 8-o. The City Clerk presented Communication from Business Administrator Monteilh, received May 9, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Management Specialist and abolish the title of Executive Assistant in the Department of Land Use Control)."

(Management Specialist

(37½ Hours)

(1)

\$34,113.29 - \$41,148.19)

(Change in title to properly classify duties of employee and abolish old title. Salaries are comparable. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-p.

The City Clerk presented Communication from Business Administrator Monteilh, received May 9, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of Assistant Chief Electrical Inspector and Assistant Chief Plumbing Inspector in the Department of Engineering)."

(Assistant Chief Electrical Inspector (40 Hours)	1/1/88	\$22,848.55 - \$27,771.51
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Assistant Chief Plumbing inspector (40 Hours)	1/1/88	\$22,848.55 - \$27,771.51)
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(Abolishing titles in Department of Engineering which are no longer being used.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-q.

The City Clerk presented Communication from Business Administrator Monteilh, received May 9, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Administrative Clerk and Principal Clerk Typist in the Department of Engineering)."

(Administrative Clerk (35 Hours)	(1)	\$19,113.73 - \$22,514.60
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Principal Clerk Typist (35 Hours)	(1)	\$14,246.01 - \$17,000.48)
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(Creating titles in Department of Engineering due to New Jersey Department of Personnel reclassification. New titles will be at lesser salaries. Represented by Newark Council #21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-r.

The City Clerk presented Communication from Business Administrator Monteilh, received May 9, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title of Senior Program Monitor in the Office of the Mayor)."

(Senior Program Monitor (35 Hours)	(1)	\$24,670.94 - \$29,685.18)
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(Creating title in Office of Mayor because of reorganization of Office of Affirmative Action. Fiscal Impact - \$1,250. Represented by Newark Council #21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-s.

The City Clerk presented Communication from Business Administrator Monteilh, received May 9, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Supervisor, Customer Service in the Department of Finance)."

(Supervisor,
Customer Service
(35 Hours) (1) \$21,513.12 - \$25,825.82)
(Creating title abolished in error on February 17, 1988. Old title
is common title. Represented by Newark Council #21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-t.

The City Clerk presented Communication from Business Administrator Monteilh, received May 9, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control and establishing salaries therefor,' (6-S & F-ba) adopted July 16, 1986 as amended and supplemented (To create certain position titles and abolish others in the Department of Land Use Control)."

(Code Enforcement Officer
(40 Hours) (25) \$21,119.55 - \$25,190.81

Code Enforcement Officer
Trainee
(40 Hours) (9) 16,058.33 - 19,520.50

Senior Code Enforcement
Officer
(40 Hours) (0) 22,848.55 - 27,771.51

Supervising Code
Enforcement Officer
(40 Hours) (9) 26,448.94 - 32,149.75)
(Creating new titles and abolishing old ones to comply with New Jersey
Department of Personnel Title Standardization Program. No salary change.
Represented by Local 2299 AFSCME. (Inspectors))
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-u.

The City Clerk presented Communication from Business Administrator Monteilh, received May 9, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Housing Inspector in the Department of Land Use Control)."

(Housing Inspector
(40 Hours)

8/11/86

\$19,156.06 - \$22,848.81

1/1/87

20,113.86 - 23,991.25

1/1/88

21,119.55 - 25,190.81)

(Creating title in Department of Land Use Control of Housing Inspector to preserve status of employees transferred from Department of Health and Human Services. Represented by Local 2299 AFSCME. (Inspectors))

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-q on page 10 in the minutes of this meeting)

8-v.

The City Clerk presented Communication from Business Administrator Monteilh, received May 9, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Water Plant Attendant in the Department of Engineering)."

(Water Plant Attendant
(40 Hours)

(1)

1/1/88

\$6.64 - \$7.16 - \$7.80

1/1/89

7.07 - 7.63 - 8.31)

(Title change due to reclassification by New Jersey Department of Personnel. Old title is common title. No salary change. Represented by Local 6, International Federation of Health Professionals.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-w.

The City Clerk presented Communication from Business Administrator Monteilh, received May 9, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor' (6-S & F-d) adopted May 4, 1977 and amendments thereto (To create the title of Senior Administrative Analyst in the Department of Administration)."

(Senior Administrative Analyst

(37½ Hours)

(1) \$29,985.74 - \$36,130.74)

(Creating title in Department of Administration to properly classify duties of employee working in title of Principal Management Planner. Old title is common title. Salary range less than old title. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-x.

The City Clerk presented Communication from Business Administrator Monteilh, received May 10, 1988, enclosing proposed "Ordinance to amend and supplement Title 2, Administration, Chapter 7, Department of Finance, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By establishing a Division of Tax Abatement and Special Tax)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see page 49 in the minutes of this meeting)

8-y.

The City Clerk presented Proposed "Ordinance amending Title 27, Zoning, Chapter 7, Section 1, Penalties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Amending penalties thereto and requiring the demolition of illegally constructed buildings)."

(For action on this item, see Ordinance 6-F-n on page 9 in the minutes of this meeting)

8-z.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received May 16, 1988, enclosing proposed "Ordinance to amend Title 15, Housing, Chapter 11, Non-Residential Property Maintenance Code, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (To prohibit the use of solid roll-up security gates in certain designated areas)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-1 on page 8 in the minutes of this meeting)

8-ba
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received May 18, 1988, enclosing proposed "Ordinance amending an ordinance entitled, 'An ordinance authorizing Director of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A,' (by amending the acquisition cost for 127 Wickliffe Street, Block 227, Lot 14, owned by Ossie B. Anderson). (Amends Ordinance 6-S & F-k, adopted August 5, 1987)." (39,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-r on pages 10 and 11 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

9-a.

Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the titles of Deputy Municipal Emergency Management Coordinator and Line Worker Helper, Fire in the Department of Fire)."

(Deputy Municipal Emergency
Management Coordinator

(1) 1/1/88 \$35,320.90 - \$42,932.89

Line Worker Helper

1/1/88 14,781.90 - 17,349.37)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. One title in Management Class and other represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

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9-b.

Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey' (6-S & F-bf) adopted November 22, 1966. (To create the titles of Line Worker and Supervising Line Worker and to abolish the titles of Lineman and Lineman, Foreman in the Department of Fire)."

(Line Worker (11) 1/1/88 \$25,500.00 - \$31,728.32

Supervising

Line Worker (2) 1/1/88 \$29,913.94 - \$31,054.46 - \$32,189.02)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. Represented by Firemen's Mutual Benevolent Association Local No. 4 and I.A.F.F. Professional Fire Officers Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

9-c.

Communication from Business Administrator Monteilh, received April 11, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police and establishing salaries therefor,' (6-S & F-y) adopted November 22, 1966 and amendments thereto (To create the titles of Chief Communications Operator and Communications Operator and to abolish the titles of Chief Communications Officer and Police Communications Officer in the Department of Police)."

(Chief Communications Operator (Police)

(40 Hours) (1) 1/1/87 \$27,847.85 - \$30,168.65)

Communications Operator (Police)

(40 Hours) (16) 1/1/87 21,379.19 - 22,874.54 - \$24,373.13)

(Creating new titles and abolishing old titles in Department of Police in compliance with New Jersey Department of Personnel's Title Standardization Program. No salary change. Represented by Police Employees Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Personnel Officer D'Auria and Mr. Charles Dino met with Council May 17, 1988.)

A motion to table the ordinance was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

9-d.

Communication from Business Administrator Monteilh, received April 22, 1988, enclosing proposed "Ordinance to amend Title 4, Alcoholic Beverages, Chapter 2, Licenses, Section 17 (i), one thousand foot rule: Exceptions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Changing the words "front door" to "property address")

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by President Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

9-e.

Communication from Business Administrator Monteilh, received April 22, 1988, enclosing proposed "Ordinance to amend Title 4, Alcoholic Beverages, Chapter 2, License, Section 12 (b), New License or Transfer from Place to Place Notice to Property Owners, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Changing the words "front door" to "property address")

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by President Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from April 22, 1988 to May 6, 1988:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Blessed Sacrament Home School Association	9810 (Amended)
St. Lucy's Roman Catholic Church	9811
Ms. Civic Association	9843 (Amended)
St. Francis Xavier Roman Catholic Church	9883 (Amended)
Newark Lodge #21 B.P.O. Elks	9887 (Amended)
Parent Association of St. Benedict's Elementary School	9895 (Amended)
St. Benedict's Booster Club	9896 (Amended)
St. Benedict's Church	9897 (Amended)
Parent's Association of St. Lucy's Church	9919
P.F.C. Henry Guglicciello	9920

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Immaculate Conception Church	9921
Our Lady of Mt. Carmel Church	9922
Residents for Community Action	9923

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

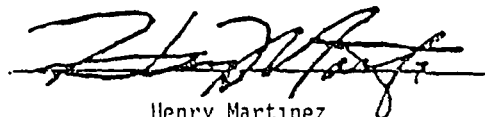
ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

The meeting adjourned at 1:15 A.M., Thursday, May 19, 1988.

APPROVED:


Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, May 24, 1988

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey at 12:01 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Carrino, Grant, Payne, Tucker, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Councilmen Branch, Harris, Rice, Villani.

City Clerk Marasco read letter dated May 19, 1988, from Hon. Henry Martinez, President-Municipal Council, calling a special meeting of the Municipal Council for Tuesday, May 24, 1988, at 12 Noon, or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to consider legislation granting a carnival license to St. James A.M.E. Church.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal and by posting on the designated bulletin board in the basement of City Hall."

RESOLUTIONS.

- 7-R-a. (S) Resolution authorizing Manager of License Division to issue Carnival License to St. James A.M.E. Church, for period May 30, 1988 to June 5, 1988, at 421-425 Springfield Avenue; pursuant to R.O. 5:10-3 & 4.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution conditioned upon receipt of all appropriate City approvals was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Tucker, President Martinez.

Absent: Councilmen Branch, Harris, Rice, Villani.

ADJOURNMENT.


- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Tucker, President Martinez.

Absent: Councilmen Branch, Harris, Rice, Villani.

This meeting adjourned at 12:02 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

MAY 24, 1988



Newark, New Jersey, June 1, 1988

JUNE 1, 1988

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:35 P. M.

The audience arose for the National Anthem.

The invocation was offered by Reverend Benjamin Piazza, St. Francis Xavier Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Harris, Rice, Tucker, Villani, President Martinez, City Clerk Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Georgia Jones, Intergovernmental Liaison Officer Joseph Bradley, Legislative Research Officers John Nulty and Elmer Herrmann, Public Relations Consultants Edna Bailey and Carol Patterson, Detective James Miller, Jr., Sergeant-At-Arms.

Absent: Councilmen Carrino, Grant, Payne.

(Councilman Carrino arrived at 1:50 P. M.)

(Councilman Grant arrived at 2:00 P. M.)

(Councilman Payne arrived at 2:45 P. M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held April 21, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Grant, Payne.

4-b. The City Clerk presented Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for month of April, 1988.

A motion to approve the Report of Contracts Awarded recommended by Purchasing Agent and approved by Business Administrator was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Grant, Payne.

4-c. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held April 22, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Grant, Payne.

4-d. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held April 22, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Grant, Payne.

June 1, 1988

4-e.

The City Clerk presented Copy of Minutes of Meeting of the Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held April 21, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Payne.

4-f.

The City Clerk presented Copy of Minutes of Meeting of the Housing Authority of the City of Newark, held April 21, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Payne.

A motion to consider at this time Resolutions 7-R-bd (A.S.), 7-R-ce (A.S.), adopted May 18, 1988, 7-R-ce (A.S.), adopted May 3, 1988, 7-R-cc (A.S.), adopted May 3, 1988, 7-R-cp (A.S.), adopted May 3, 1988 and 7-R-cr (A.S.) adopted March 16, 1988 was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Payne.

7-R-bd.

Resolution recognizing and commending Ed Reuben of Weequahic High School, Mark Caesar of West Side High School, Darnell Graham of Central High School, Jerome Stith of Barringer High School, Eric Norris of East Side High School and Dexter Knight of Vailsburg High School, the recipients of the Essex County Chapter of the National Football Foundation and Hall of Fame Scholar/Athlete Awards.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Grant, Payne.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to Messrs. Reuben, Norris and Stith.

Mr. Ed Reuben, on behalf of the recipients, thanked the Members of the Municipal Council for honoring them in this manner.

Resolution recognizing and commending George Dunn and Dominick Bucci, students of St. Benedict's Preparatory School All-American Soccer Team. (7-R-ce (A.S.), May 18, 1988)

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolutions to Mr. George Dunn and Mr. Dominick Bucci.

Mr. Bucci, on behalf of himself and Mr. Dunn, thanked the Members of the Municipal Council for this commendation.

Resolution recognizing and commending Aunt Millie's Children's Learning Center, Inc., on the occasion of its 10th Anniversary Celebration. (7-R-ce (A.S.) May 3, 1988)

Councilwoman Villani, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Ms. Millicent Greenway, Executive Director, Aunt Millie's Children Learning Center, Inc.

Ms. Greenway expressed her gratitude to the Members of the Municipal Council for this honor.

Resolution recognizing and commending Marie Fuhrmann on the occasion of her retirement as Organist of St. Stephan's United Church of Christ located in the City of Newark. (7-R-cc (A.S.), May 3, 1988)

June 1, 1988

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Marie Fuhrmann.

Reverend Burgess of St. Stephan's United Church of Christ commended Ms. Fuhrmann for her contributions to the community.

Ms. Fuhrmann expressed her appreciation to the Members of the Municipal Council for this commendation.

(Councilman Carrino arrived at 1:50 P. M.)

✓ Resolution expressing profound sorrow and regret at the passing of former Newark City Councilman Anthony J. Giuliano, Jr., of Verona, New Jersey. (7-R-cp (A.S.), May 3, 1988)

Councilman Carrino, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to the family of the late Anthony J. Giuliano, Jr.

(Councilman Grant arrived at 2:00 P. M.)

The Members of the Municipal Council expressed their sorrow and regret at the passing of the late Anthony J. Giuliano, Jr.

Mr. James Giuliano, on behalf of his family, expressed his sincere appreciation to the Members of the Municipal Council, for honoring his father in this manner.

Councilman Carrino stated that he will make a motion in reference to naming the North District Police Station after Anthony Giuliano, Jr.

(For further action on this item, see Motion 7-M-j, on page 42 in the minutes of this meeting.)

✓ Resolution recognizing and commending the Honorable Anthony Guerino, Attorney and Acting Municipal Court Judge, on his Achievement Award for his civic and charitable endeavors. (7-R-cr (A.S.), March 16, 1988)

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Judge Anthony Guerino.

Mr. Guerino expressed his appreciation to the Members of the Municipal Council for this commendation.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.

(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

June 1, 1988

/6-F-b.

The City Clerk read An ordinance authorizing the cancellation of taxes, interest and penalties for the years 1982 through 1987 on property described as 768-770 South Orange Avenue, Block 4034, Lots 4 and 5, Newark, New Jersey, owned by Sisters of Zion Revival Church, Inc.

(\$7,690.40 including applicable costs and interests for years 1982 through 1987; due to discrepancy in Deed filed with Tax Assessor)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeases are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

/6-F-c.

The City Clerk read An ordinance amending 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.

(Deleting: Blanchard Street, east side, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom.

Blanchard Street, west side, beginning at the northerly curblin of Raymond Boulevard to its northerly terminus.

Adding: Blanchard Street, both sides, beginning at the northerly curblin of Raymond Boulevard, and ending 450 feet from its northerly terminus.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/6-F-d.

The City Clerk read An ordinance amending Section 23:5-2, 23:5-4, and 23:5-6, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on street parking regulation on Ferry Street.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

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6-F-e.

The City Clerk read An ordinance amending "An ordinance granting permission to Magruder Color Company, Inc., to construct and maintain two (2) 20" conduits containing two 4" electrical lines, a 4" data line, a 4" communication line, a 3" condensate line, a 4" steam line and a 2" air line within a 6 foot wide easement running across Virginia Street between Lot 5 in Block 3773 and Lot 50 in Block 3773 as laid out on the Map of the Commissioners to lay out streets, avenues and squares, for a total distance of approximately 60 feet."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

6-F-f.

The City Clerk read An ordinance providing for the acceptance and dedication of public streets or rights-of-ways associated with the development and construction of 1,000 car split level parking structure, related surface parking and other site improvements.

(Street widenings and related road improvements to Market Street, Mulberry Street, Edison Place and McCarter Highway.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

6-F-g.

The City Clerk read An ordinance to amend and supplement Title 8, Businesses and Occupations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, to add Chapter 26, Hub Cap Business Licenses for the sale of new and used automobile hub caps.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

June 1, 1988

6-F-h.

The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Hamilton Street.

(Hamilton Street: South side, from Mulberry Street easterly to Columbia Street.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

6-F-i.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended and supplemented (To create the title of Senior Planner, Data Management in the Department of Land Use Control).

(Senior Planner,

Data Management

(35 Hours)

(1)

\$24,491.68 - \$29,452.83)

(Creating title in Department of Land Use Control for HCDA. Included in HCDA XIV Budget. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

6-F-j.

The City Clerk read An ordinance authorizing the execution of a lease between New Community, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 765-767 South Orange Avenue, Block 4207, Lots 13 and 14, for the sum of \$3,900. per year for a period of one (1) year.

(Mini-precinct police station)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

June 1, 1988

6-F-k.

The City Clerk read An ordinance authorizing the execution of a lease between Tyrone Lucius, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 1009 Bergen Street, Block 3664, Lots 1 and 2, for the sum of \$3,080. per year for a period of one (1) year.
(Mini-precinct police station)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

6-F-l.

The City Clerk read An ordinance to amend Section 2:14-5.1 of Title 2, Chapter 14, Personnel Practices and Policies, of the Revised Ordinances of the City of Newark, New Jersey, 1966 (To modify annual sick leave for all employees entitled to fifteen (15) days sick leave annually and who have their non-salaried benefits conferred by ordinance).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

6-F-m.

The City Clerk read An ordinance to amend Section 2:14-5(b) of Title 2, Chapter 14, Personnel Practices and Policies, of the Revised Ordinances of the City of Newark, New Jersey, 1966 (To modify annual vacation leave for all employees who have their non-salaried benefits conferred by ordinance).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

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✓ 6-F-n.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Management Specialist and abolish the title of Executive Assistant in the Department of Land Use Control).

(Management Specialist
(37½ Hours) (1) \$34,113.29 - \$41,148.19)
(Change in title to properly classify duties of employee and abolish old title. Salaries are comparable. Represented by Newark Council #21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

✓ 6-F-o.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of Assistant Chief Electrical Inspector and Assistant Chief Plumbing Inspector in the Department of Engineering).

(Assistant Chief
Electrical Inspector
(40 Hours) 1/1/88 \$22,848.55 - \$27,771.51)

(Assistant Chief
Plumbing inspector
(40 Hours) 1/1/88 \$22,848.55 - \$27,771.51)
(Abolishing titles in Department of Engineering which are no longer being used.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

6-F-p.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Administrative Clerk and Principal Clerk Typist in the Department of Engineering).

(Administrative Clerk
(35 Hours)

(1)

\$19,113.73 - \$22,514.60

Principal Clerk Typist

(35 Hours)

(1)

\$14,246.01 - \$17,000.48)

(Creating titles in Department of Engineering due to New Jersey Department of Personnel reclassification. New titles will be at lesser salaries. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

6-F-q.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title of Senior Program Monitor in the Office of the Mayor).

(Senior Program Monitor

(35 Hours)

(1)

\$24,670.94 - \$29,685.18)

(Creating title in Office of Mayor because of reorganization of Office of Affirmative Action. Fiscal Impact - \$1,250. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

6-F-r.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Supervisor, Customer Service in the Department of Finance).

(Supervisor,
Customer Service
(35 Hours)

(1)

\$21,513.12 - \$25,825.82)

(Creating title abolished in error on February 17, 1988. Old title is common title. Represented by Newark Council #21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

6-F-s.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control and establishing salaries therefor," (6-S & F-ba) adopted July 16, 1986 as amended and supplemented (To create certain position titles and abolish others in the Department of Land Use Control).

(Code Enforcement Officer
(40 Hours) (25) \$21,119.55 - \$25,190.81

Code Enforcement Officer
Trainee (9)
(40 Hours) 16,058.33 - 19,520.50

Senior Code Enforcement
Officer (0)
(40 Hours) 22,848.55 - 27,771.51

Supervising Code
Enforcement Officer (9)
(40 Hours) 26,448.94 - 32,149.75

(Creating new titles and abolishing old ones to comply with New Jersey Department of Personnel Title Standardization Program. No salary change. Represented by Local 2299 AFSCME. (Inspectors))

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

6-F-t.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Water Plant Attendant in the Department of Engineering).

(Water Plant Attendant
(40 Hours) (1) 1/1/88 \$6.64 - \$7.16 - \$7.80
1/1/89 7.07 - 7.63 - 8.31)

(Title change due to reclassification by New Jersey Department of Personnel. Old title is common title. No salary change. Represented by Local 6, International Federation of Health Professionals.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

6-F-u.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 and amendments thereto (To create the title of Senior Administrative Analyst in the Department of Administration).

(Senior Administrative Analyst

(37½ Hours) (1) \$29,985.74 - \$36,130.74)

(Creating title in Department of Administration to properly classify duties of employee working in title of Principal Management Planner. Old title is common title. Salary range less than old title. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

6-F-v.

The City Clerk read An ordinance amending and supplementing Title 23, Traffic and Parking; Chapter 5, Parking, Stopping and Standing, Generally; Section 11.1, Parking or Storing Inoperable Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented in order to regulate the storage of inoperable motor vehicles.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on June 29, 1988.

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ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking, of the revised ordinance of the City of Newark, New Jersey, 1966, be amended and supplemented by adding thereto the following:

Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.

Section 2. Regulatory and warning signs shall be erected and maintained to effect the above designated speed limits as authorized by the Department of Transportation.

Section 3. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 5. That a copy of this ordinance be forwarded to the Commissioner of Transportation for her approval.

Section 6. That a copy of this ordinance be forwarded to the Essex County Board of Chosen Freeholders for its review and concurrence.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,

President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending and supplementing Title 13A of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to comply with the State's mandated Clean Communities Program as per adoption of the New Jersey Clean Communities Act (P.L. 1986, c.187)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 13A of the Revised Ordinances of the City of Newark is hereby amended as follows:

13A:4-9.f.

It shall be unlawful for any residential or commercial property owner to permit open or overflowing waste disposal bins.

13A:4-11.c.

It shall be unlawful for any residential property owner to store or permit storage of any bulky household waste, including household appliances, furniture and mattresses, in areas zoned residential, except in a fully enclosed structure or during days designated for the collection of bulky items.

13A:4-11.d.

It shall be unlawful for any residential property owner to store or permit the storage of tires in areas zoned residential, except in a fully enclosed structure or on days designated for the collection of tires.

13A:4-11.e.

It shall be unlawful for any property owner to park or permit the parking of any vehicle on any residential lawn, or on any publicly owned unpaved city owned lot.

13A:8-2.a. Litter on Private Property Prohibited

No person shall throw or deposit litter on any private property, whether owned by him or not, except that the owner or person in control of private property may maintain authorized private receptacles for collection in such a manner that litter will not be carried or deposited by the elements upon any street sidewalk or other public place or upon any private property.

13A:8-2.b.

It shall be unlawful for any owner, agent, or contractor in charge of a construction or

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demolition site to permit the accumulation of litter before, during, or after completion of any construction or demolition project. It shall be the duty of the owner, agent, or contractor in charge of a construction site to furnish containers adequate to accommodate flyable or non-flyable debris or trash at areas convenient to construction areas, and to maintain and empty the receptacles in such a manner and with such a frequency as to prevent spillage of refuse.

13A:8-7 Uncovered Vehicles

It shall be unlawful for any vehicle to be driven, moved, stopped or parked, on any road or highway unless such vehicle is constructed, loaded and covered to prevent any of its load from dropping, sifting, leaking or otherwise escaping therefrom. Any person operating a vehicle from which any debris or objects have fallen or escaped, which could cause an obstruction, damage a vehicle, or otherwise endanger travelers or public property, shall immediately cause the public property to be cleaned of all debris or objects and shall pay the costs thereof.

13A:8-10 Use of Litter Receptacles

- a. Litter receptacles and their servicing are required at the following public places which exist in the municipality, including: sidewalks used by pedestrians in active retail commercially zoned areas, such that at a minimum there shall be no single linear quarter-mile without a receptacle; buildings utilized by the public, including schools, government buildings, and railroad and bus stations; parks; drive-in restaurants; all street vendor locations; self-service refreshment areas; construction sites; gasoline service stations islands; shopping centers; parking lots; and at special events to which the public is invited, including sporting events, parades, carnivals, circuses, and festivals. The proprietors of these places or the sponsors of these events shall be responsible for providing and servicing the receptacles such that adequate containerization is available.

Litter receptacle means a container suitable for the depositing of litter.

- b. No person shall use any open mesh litter basket (receptacle), placed on the streets by the city, for the deposit of residential or commercial solid waste, refuse, rubbish, garbage or other waste material.

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13A:8-17 Inoperable Vehicles

It shall be unlawful for any person to keep or permit the keeping on streets, vacant lots, and residential lawns, any motor vehicle, trailer or semi-trailer which is (a) missing tires, wheels, engine, or any essential parts; or (b) which displays extensive body damage or deterioration; or (c) which is wrecked, disassembled or partially disassembled. The keeping of such vehicles will be permitted only in a fully enclosed structure.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Lister Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Lister Avenue:

Both sides, beginning at the easterly curblin of Lockwood Street and extending 200 feet easterly therefrom.

SECTION 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

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SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

SECTION 4. This ordinance does not require approval of the Commissioner of Transportation.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 2, Automobile Parking Lots Open to the General Public: Section 8, (b), Term of License; License Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By adding fees for parking garages).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Businesses and Occupations; Chapter 2, Automobile Parking Lots Open to the General Public, Section 8 paragraph (b) and adding paragraph (c) and (d) Terms of License; License Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is further amended and supplemented to read in its entirety as follows:

8:2-8. Terms of license; License fee

- (b) The annual license for the operation of an open air parking lot shall be computed at the rate of four cents (4¢) per square ft. of the total area occupied by the parking lot.

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(NEW)(c) The annual license fee for the operation of an enclosed parking lot (building) shall be computed as to its capacity as follows:

1. Each parking building which has the capacity to hold not more than fifty (50) vehicles will be One Hundred and Fifty (\$150.00) Dollars
2. Each parking building which has the capacity to hold fifty (50) but not more than one hundred (100) vehicles will be Two Hundred and Twenty Five (\$225.00) Dollars.
3. Each parking building which has the capacity to hold more than one hundred (100) vehicles will be Three Hundred and Fifty (\$350.00) Dollars.
4. The determination of the maximum motor vehicle capacity of each parking lot or building, which shall appear on the face of the license application shall be made by conformity with Section 8:2-3 (c) 1 and 2 with final approval of the Division of Licenses.

(NEW)(d) When an application is received for an installation made after the first of October of any year, the annual fee shall be for the pro-rata part thereof for the unexpired period of the one year term, commencing on the first of the month in which the parking garage or lot comes into operation.

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the Laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by deleting the no parking at all times on Elizabeth Avenue.

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting the following:

Elizabeth Avenue:

Both sides, beginning at the northerly curblin of Watson Avenue and extending 830 feet northerly therefrom.

SECTION 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication according to law.

SECTION 4. This ordinance does not require approval of the Commissioner of Transportation.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor" (6-S & F-d) adopted May 4, 1977 and amendments thereto. (To create the title of Principal Account Clerk, Typing, in the Department of Administration).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 (g) of an ordinance entitled, "An Ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 and amendments thereto, be amended by creating the following title:

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(G) DEPARTMENT OF ADMINISTRATION

POSITION

Principal Account Clerk, Typing 1 \$14,885.49 - \$17,777.87
2757 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,

President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 146, Lot 18. (11-15 Clinton Street)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on April 4, 1988, which is annexed hereto a Redevelopment Plan for City Tax Block 146, Lot 18 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

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NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determine that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the redevelopment of Area by private enterprise.

Section 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body, and accordingly, this Body hereby: (a) Pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) Requests the various officials, department, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

Section 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the redevelopment plan and the feasibility of relocation for City Tax Block 442, Lots 21, 22, and 23 (259-263 Broad Street).

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WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on April 18, 1988, which is annexed hereto a Redevelopment Plan for City Tax Block 442, Lt(s) 21,22,23 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determine that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the redevelopment of Area by private enterprise.

Section 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body, and accordingly, this Body hereby: (a) Pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) Requests the various officials, department, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

Section 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

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President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 15, Housing, Chapter 11, Non-Residential Property Maintenance Code, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (To prohibit the use of solid roll-up security gates in certain designated areas).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 15:11-11(b), Appearance of exterior premises and structures of Chapter 15, Housing, Chapter 11, Non-residential Property Maintenance Code, Section 4 (Ordinance 6S&FQ 012088), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended to read in its entirety as follows:

(4) The Department of Development through its Division of Economic Development shall be responsible for establishing uniform guidelines and regulations as to the type of security gates and/or doors to be installed within the Central Business Area. In order to assist affected property owners in retro-fitting their building(s) to comply with the provisions herein. The Department of Development shall establish a security gate program wherein the City shall supply and install security gates and doors at no cost to all participating property owners. The Department of Development shall, in accordance with applicable law, contract with a vendor to supply and install such gates and/or doors.

SECTION 2. Section 15:11-11(b) be and is further amended and supplemented by adding thereto a penalty provision which read as follows:

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PENALTY - The failure to install an approved security gate or door as required by this Section and within the time frame provided herein shall be considered a violation punishable upon conviction of same in a minimum amount of \$100 and a maximum amount of \$1,000 or imprisonment not to exceed 90 days or both. The failure to comply with the provisions herein shall constitute a daily violation.

SECTION 3. This Ordinance shall take effect upon passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

President Martinez: The yeses are seven, the noes are none, one absent during roll call, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of West Street, as laid out 55 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares extending from the northerly line of Mercer Street to the southerly line of William Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of West Street, as laid out 55 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Mercer Street to the southerly line of William Street, shall be vacated as a public street or right-of-way; however, reserving to Public Service Electric and Gas Company and to the City of Newark the right of entry and easement for the entire length and total width of West Street for the purpose of relaying, rebuilding, reconstructing, or maintaining their respective gas and water utilities and appurtenances thereto, now laid or to be laid within the above described easement reservation area for said street to be vacated. The erection, construction or placing of any building, vault or structure which will interfere with the laying, relaying, rebuilding, reconstructing or maintenance of existing or additional gas and water utilities and their appurtenances are prohibited and contrary to this ordinance.

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All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map, known and designated as Map No. A-1542, dated April 25, 1988 is on file in the Office of the Director Department of Engineering.

Section 2. That this ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 3. That this ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 27, Zoning, Chapter 7, Section 1, Penalties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, amending penalties thereto and requiring the demolition of illegally constructed buildings.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 27, Zoning, Chapter 7, Section 1, Penalties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby amended to read as follows:

27:7-1 Penalties

(a) Any person who violates any provision of section 27:6-2 shall upon conviction thereof, be punished by a fine not exceeding \$1,000.00.

(b) For any and every violation of any other provision of this title, the owner, general agent or contractor of a building or premises where such violation has been committed or shall exist, and the lessee or tenant of an entire building or entire premises where such violation has been committed or shall exist, and the owner, general agent, contractor, lessee or tenant of any part of a building or premises in which part such violation has been committed or shall exist, and the general agent, architect, builder, contractor or any other person who commits, takes part, or assists in such violation or who maintains any building or premises in which any such violation shall exist, shall, for each and every violation, be punished by one or more of

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the following penalties: (1) a fine not exceeding \$1,000.00; (2) imprisonment for any term not exceeding 90 days; or (3) a period of community services not exceeding 90 days, provided, however, that when the maximum penalty fixed by an applicable state statute is less, by force of said state statute or by judicial construction, than any penalty fixed in the Revised Ordinances, then the limitations of such state statute shall be applicable. 1191

(c) A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

(d) Any building or part thereof which has been constructed in violation of this title and for which a subsequent application and request for a variance has been denied, shall be demolished at the expense of the owner, general agent or contractor of said premises.

SECTION 2. All prior ordinances or parts thereof which are inconsistent herewith are repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council requesting clarification of the ordinance.

President Martinez explained the ordinance to the speaker.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani.
President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of Lots 43 and 44 in Tax Block 622; Lot 1 in Tax Block 624; and Lots 8 and 10 in Tax Block 613, as identified in Schedule A, dated April 13, 1988, to the Housing Authority; pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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Section 1. That the premises identified on attached Schedule A, dated April 13, 1988 are not needed for public purposes by the City of Newark.

Section 2. That the above mentioned premises be sold to the Housing Authority of the City of Newark, a public body corporate and politic, by private sale, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1) on the following terms and conditions to be performed by the purchaser of said premises from said Authority:

- A. The price shall be its reuse value as provided for in N.J.S.A. 40:55C-15(d).
- B. The full consideration so received shall be forthwith paid by the said Authority within ten (10) days after receipt and that said payment shall include the City of Newark as named payee.
- C. The aforesaid conditions shall appear in the deed to the Housing Authority of the City of Newark, to give notice to subsequent purchaser(s) of the City's rights.

Section 3. The Housing Authority and the subsequent purchaser shall be precluded from recording the deed for the aforementioned property until the City's Finance Director receives said consideration.

Section 4. That the Director of Development be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 5. The copies of the executed deed shall be placed on file in the Office of the City Clerk and the Law Department.

Section 6. This Ordinance shall take effect upon publication passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Rice.

Absent: Councilman Payne.

President Martinez: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting, after Hearings of Citizens, 6-HC-a, this ordinance was considered.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

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Ordinance authorizing the Director of the Department of Development to acquire a privately owned property within the Fairmount Avenue Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

WHEREAS, the Municipal Council of the City of Newark (hereinafter referred to as "Council") By Ordinance 6S&FV, adopted a redevelopment plan for the project area entitled "Fairmount Avenue Redevelopment Plan", dated October 7, 1987, (hereinafter referred to as the "Redevelopment Plan") and;

WHEREAS, by Resolution 7REG090287, the Council of the City of Newark adopted a resolution blighting said area;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1. That the privately owned properties located within the Fairmount Avenue Redevelopment Area, more specifically identified on Exhibit A, attached hereto and made a part hereof are needed for public purposes.

SECTION 2. That the premises identified in Exhibit A shall be purchased by the City of Newark through its Department of Development for the appraised amounts attached hereto as Exhibit B, subject to the Director of Development's right to increase said offers in accordance with N.J.S.A. 40A:12-5(a)(1).

SECTION 3. That the Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the properties identified in Exhibit A.

SECTION 4. That the Corporation Counsel be and is hereby authorized to record said deeds with the Register of Essex County, after said deeds have been approved by him as to form and further attested to and acknowledged by the City Clerk.

SECTION 5. That a copy of the executed deed shall be filed in the Office of the City Clerk by the Director of the Department of Development.

SECTION 6. In the event, any owner of the properties identified in Exhibit A refuse to accept the offer of the City of Newark, The Corporation Counsel be and is hereby authorized to institute legal proceedings in the Superior Court of New Jersey, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq, to acquire said premises.

SECTION 7. The Corporation Counsel be and is hereby authorized to secure legally appropriated sums from the Finance Department to pay to the Clerk of the Superior Court the estimated value of said property as identified in Exhibit A.

SECTION 8. The Corporation Counsel is further authorized to secure any and all additional funds required by the Superior Court of New Jersey to pay any differences in the determined Fair Market Value and the Estimated Fair Market Value deposited in said court.

SECTION 9. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

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President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council questionning properties within Exhibit A.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Housing Inspector in the Department of Land Use Control).

(Creating title in Department of Land Use Control of Housing Inspector to preserve status of employees transferred from Department of Health and Human Services. Represented by Local 2299 AFSCME. (Inspectors))

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Housing Inspector	8/11/86	\$19,156.06 - \$22,848.81
2071 (40 Hrs.)	1/1/87	20,113.86 - 23,991.25
	1/1/88	21,119.55 - 25,190.81

SECTION 2. The establishment of the hereinabove position title shall be effective as of August 11, 1986.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

June 1, 1988

6-Ph, S & F-o.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending an ordinance entitled, "An ordinance authorizing Director of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A," (by amending the acquisition cost for 127 Wickliffe Street, Block 227, Lot 14, owned by Ossie B. Anderson). (Amends Ordinance 6-S & F-k, adopted August 5, 1987).

WHEREAS, the Municipal Council of the City of Newark (hereinafter referred to as "Council") By Ordinance 6S&FD, adopted a redevelopment plan for the project area entitled "University Heights Area Redevelopment Plan", dated July 9, 1986, (hereinafter referred to as the "Redevelopment Plan") and;

WHEREAS, by Resolution 7RB062586 the Council of the City of Newark adopted a resolution blighting said area;

WHEREAS, the Municipal Council approved the offer price of \$30,000.00 for the purchase of 127 Wickliffe Street, Block 227, Lot 14;

WHEREAS, a dispute arose between the offer price and an appraisal submitted by the owner Ossie B. Anderson in the amount of \$45,000.00;

WHEREAS, the City of Newark through the Department of Development obtained a third review appraisal in the amount of \$39,000.00 specifically identified and attached hereto and made a part hereof;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1. That the privately owned property located at 127 Wickliffe Street, Block 227, Lot 14 in the University Heights Redevelopment Area, is needed for public purposes.

SECTION 2. That the premises known as and identified in as 127 Wickliffe Street, Block 227, Lot 14 shall be purchased by the City of Newark through its Department of Development for \$39,000.00 the amount identified in the attached appraisal.

SECTION 3. That the Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the subject property.

SECTION 4. That the Corporation Counsel be and is hereby authorized to record said deeds with the Register of Essex County, after said deeds have been approved by him as to form and further attested to and acknowledged by the City Clerk.

SECTION 5. That a copy of the executed deed shall be filed in the Office of the City Clerk by the Director of Department of Development.

SECTION 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

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President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 16A, Land Use Procedures, Chapter 2, Board of Adjustment, Section 6, Time; Complete Applications, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To amend application for variance requirements)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 16A, Land Use Procedures, Chapter 2, Board of Adjustment, Section 6, Time; Complete Applications, Subsections (1) and (2) of paragraph (a) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby amended to read as follows:

16A:2-6. Time; Complete Applications.

(1). An original completed City of Newark variance application form with sign off approval for the application to go forward by the Central Planning Board, Board of Adjustment, Fire Department, and the Superintendent of Buildings.

(2). Nine (9) sets of plans, including plot plan, floor plan and elevations and indicating on-site parking for proposed new buildings, alterations, additions, extensions or conversions. All plans shall be prepared by a New Jersey Licensed Professional Architect or Engineer.

Where no conversions or structural changes are involved, nine (9) plot plans indicating the size of the property, all structures and other improvements and other permanent objects on the premises including driveways, fences, lighting, landscaping, paved areas, parking area and bumper guards shall be submitted if proposed.

For any proposed new buildings, alterations, additions, extensions, conversions of existing building or structure plans shall include complete floor plans and full elevations and plot plans.

If application is for a church, auditorium, theater or other place of public assembly, plans shall indicate all entrances and exits, seating arrangements, number of seats proposed, interior and exterior alterations.

If application is for a use which emits odors, dust, fumes or vapor, plans shall indicate exhaust system. A spray booth shall be shown if use includes spraying of paint, lacquer, enamel or similar substance.

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If application is for automobile body and fender repair and painting, plans shall include location of spray booth, exhaust system and all exits.

If application is for automobile repair shop, mechanical repair or body and fender repair and no painting, plans shall include location of all exits.

All plans shall be neat, concise and acceptable to the Zoning Officer.

SECTION 2. All prior ordinances or parts thereof which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is hereby directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance imposing a tax on Employer Payrolls in the City of Newark, "Ordinance 6-S & F-m, January 4, 1978, as amended by Ordinance 6-S & F-k, January 3, 1979, as amended by Ordinance 6-S & F-b, adopted January 16, 1980, as amended by Ordinance 6-S & F-k, February 17, 1982, as amended by Ordinance 6-S & F-i, March 16, 1983, as amended by Ordinance 6-S & F-bt, December 18, 1985 to impose a rate of one percent (1.0%) effective January 1, 1988.

(Copy of ordinance and correspondence submitted to each Member of the Council) (Mr. Joseph Faccone, Samuel Klein and Company, External Auditors met with the Council February 2, 1988) (Public Hearing Closed)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

HEARINGS OF CITIZENS.

/ 6-HC-a.

MR. MARVIN JENKINS EL, addressed the Municipal Council with respect to housing for the poor and homeless.

/ 6-HC-b.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council questioning status of City Hall dome.

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

/ 7-R-a.

Resolution authorizing Mayor and Director of Development to execute and enter into Memorandum of Understanding with Shell Oil Company, 100 Executive Drive, West Orange, New Jersey, for construction of a Multiple Use Commercial Facility which shall include a convenience store, car wash and gasoline service station of three service islands on Block 2545, Lots 1, 2, 3, 4, 6, 9, 12, 15, 16, 44, 45, 46, 47. (Southeast Corner of Springfield Avenue and Bergen Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant and Director of Development Lucas to meet with the Council at their rescheduled pre-meeting conference June 29, 1988 was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/ 7-R-b.

Resolution authorizing Director of Engineering to execute Contract 88-10, with Ventura Construction Corp., 137 Mt. Pleasant Avenue, East Hanover, New Jersey, lowest responsible bid submitted, for Renovations to Military Park, for total sum of \$973,603., which sum permits the utilization of Contract Alternates #1, #3 and #4 as well as work in accordance with specifications; Alternate #2 is rejected and not awarded; further authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed an additional \$8,400.; funds provided in 1988 Capital Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilman Grant.

Absent: Councilman Payne.

After Resolution 7-R-c, Councilman Tucker requested his vote be changed from the affirmative to not voting.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

Absent: Councilman Payne.

After Resolution 7-R-e, Councilman Rice requested his vote be changed from the affirmative to not voting.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.

Not Voting: Councilmen Rice, Tucker.

Absent: Councilman Payne.

- 7-R-c. Resolution ratifying and authorizing Director of Finance to enter into and execute contract with H.C. Copeland and Associates, Inc., for administration of a Deferred Compensation Plan and Service Agreement, for period January 9, 1988 to December 31, 1988; does not require expenditure of any municipal funds. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a) as an Extraordinary Unspecifiable Service)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Not Voting: Councilman Carrino.
 Absent: Councilman Payne.

- 7-R-d. Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Kevin D. Holder, M.D., for provision of medical services to homeless individuals and families, for period April 4, 1988 to November 30, 1988; maximum amount of contract is \$26,255.16, does not require expenditure of municipal funds, funds available from U.S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-e. Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Sandra A. Jenkins, R.N., for provision of medical services to homeless individuals and families, for period April 4, 1988 to November 30, 1988; maximum amount of contract is \$7,632.90, does not require expenditure of municipal funds, funds available from U. S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-f. Resolution authorizing Director of Engineering to execute Change Order with Mount Hope Rock Products, Inc., 625 Mount Hope Road, Wharton, New Jersey, for total sum of \$103,144, which sum includes all labor, material and equipment necessary to perform the work.

(7-R-dk, November 6, 1985, Contract 85-22, resurfacing of various streets throughout City of Newark, for sum of \$1,708,400.55)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-g. Resolution amending Resolution 7-R-cu (A.S.), October 7, 1987, agreement with New Jersey Department of Community Affairs, to obtain grant from Neighborhood Preservation Balanced Housing Program, New Jersey Department of Communication Affairs for University Heights Neighborhood Development Corporation Upper University Heights Housing Project, \$1,399,860., to increase contract award to \$1,505,910.

(Copy of resolution and correspondence submitted to each Member of the Council)

June 1, 1988

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-h.** Resolution amending Resolution 7-R-cv (A.S.), October 7, 1987, agreement with New Jersey Department of Community Affairs, to obtain grant from Neighborhood Preservation Balanced Housing Program, New Jersey Department of Community Affairs for La Casa de Don Pedro, Villa Santa Maria Housing Project, \$1,002,077.45, to increase contract award to \$1,037,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-i.** Resolution designating K. Hovnanian at Newark III, Inc., a New Jersey Corporation, 10 Highway 35, Red Bank, New Jersey, as Redeveloper for Site D of redevelopment project known as "University Heights Redevelopment Area"; further, authorizing Mayor and Director of Development to enter into contract with K. Hovnanian at Newark I, Inc., for construction of 336 residential units and construction of approximately 100,000 square feet of commercial/retail space on Site D, Blocks 233, 234, 235, 236, 237 and 238 (Springfield Avenue, South Orange Avenue, Jones Street); further, authorizing Director of Development to accept deposit of \$50,000.; purchase price of said Site shall be by an appraisal secured by Department of Development within 60 days from date of adoption of this resolution and in no event shall the purchase price be less than 1.16 million dollars.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by deleting therefrom Block 237, Lot 1, and Block 238, Lot 65 was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

A motion to adopt the resolution, as amended, was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-j.** Resolution authorizing Director of Engineering to accept second payment of 1986 Municipal Tonnage Grant from New Jersey Office of Recycling in amount of \$23,546.74, for purpose of continuing and expanding recycling programs in Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-k.** Resolution authorizing Director of Development to enter into and execute Hold Harmless Agreement in favor of Newark Performing Arts Corporation to lease Terrace Ballroom, 1020 Broad Street, Newark, for period June 28, 1988 to June 29, 1988. (Division of Property Management desires to hold a General Auction of City-owned properties)

(Copy of resolution and correspondence submitted to each Member of the Council)

June 1, 1988

1201

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani,
President Martinez.

No: Councilman Tucker.

Absent: Councilman Payne.

7-R-1.

Resolution authorizing Director of Finance to issue check in amount of \$6,500. payable to Eugene Jackson and his attorney Frederick Schreck, 573 Dr. Martin Luther King Boulevard, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, against City of Newark and police officer, for personal injuries and property damage resulting from accident from alleged negligence by employee of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Payne.

7-R-m.

Resolution authorizing Director of Finance to issue check in amount of \$3,500., payable to Edwin Hall, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Special Civil Part, Essex County, against City of Newark seeking recovery of damages suffered as result of wrongful eviction.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Payne.

7-R-n.

Resolution authorizing 153 Halsey Urban Renewal Equities Group, a New Jersey Partnership, to commence rehabilitation and restoration of former Prudential Gibraltar Building into independently operational office building with ground floor retail use to be located at 147-159 Halsey Street (Block 62, Lot 1), upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating City of Newark or Municipal Council to grant tax abatement to project or approve submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the resolution to Administration was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Payne.

7-R-o.

Resolution authorizing University Heights Neighborhood Urban Renewal Non-Profit Corporation, a New Jersey Corporation, to commence construction of 70 three bedroom condominium homes including one assigned parking space for each unit; construction of day care center in separate two story building adjacent to condominium, with second floor of building having office space available for condominium association office, meeting and community rooms for use of homeowners with outdoor recreation facilities at 306-384 (all even numbers) Littleton Avenue; 65 - 16th Avenue; 67 - 16th Avenue; and 69-80 - 16th Avenue; all odd numbers from 317 through 389 Fairmount Avenue, all odd numbers from 395 through 409 15th Avenue, (Block 294, all lots; Block 299, Lots 1 through 6; 9 through 16; and 42 through 52); upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating City of Newark or Municipal Council to grant tax abatement to project or approve submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

June 1, 1988

A motion directing the City Clerk to return the resolution to Administration was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/ 7-R-p.

Resolution approving determination of Central Planning Board that City Tax Block 735, Lot(s) 1.02 - 1.10 (139-141 Elwood Avenue, 143-153 Elwood Avenue, 157 Elwood Avenue and 213-215 Woodside Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended; pursuant to Executive Order No. PM870074, December 3, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

(Councilman Payne arrived at 2:45 P.M.)

/ 7-R-q.

Resolution approving Tax Abatement Application and Financial Agreement for Wolcott Terrace Urban Renewal Corporation for construction, maintenance and operation for six residential condominiums at 9-11 and 13-15 Wolcott Terrace (Block 3621, Lots 45 & 47); granting exemption from taxation on improvements for a period of not more than 30 years, pursuant to N.J.S.A. 40:55C-65, and only so long as the entity is subject to, and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961 as amended and supplemented; and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-r.

Resolution recognizing and commending The Ladies Auxiliary of St. James Hospital for more than a quarter century of volunteer work and community service to their Ironbound neighbors.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-s.

Resolution posthumously recognizing and commending Kevin Eugene Marshall and Brian Keith Walker for their outstanding contributions to the field of Gospel Music.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

June 1, 1988

1203

7-R-t.

Resolution recognizing and commending Professor Albert J. Lewis for his dedicated contributions in promoting Gospel Music throughout the State of New Jersey and declaring June 14, 1988 to be Gospel Music Day within the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-u.

Resolution recognizing and commending the 22 Senior Citizens from the Greater Newark area for successfully completing with distinction the "English as a Second Language" course offered by the Newark Board of Education through the La Casa de Don Pedro Senior Program on May 24, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-v.

Resolution recognizing and commending the Kilburn Memorial Presbyterian Church on the blessed occasion of its 90th Anniversary joyfully celebrated on June 5, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-w.

Resolution recognizing and commending Mr. Keith Jones in his election as the President of State Conference of the New Jersey N.A.A.C.P.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-x.

Resolution recognizing and commending Vivian Gregory on the occasion of being honored at the Weequahic Multi-Purpose Center/Russell Academy Annual Fashion Show/Dinner on Sunday, June 5, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-y.

Resolution authorizing President of Municipal Council, on behalf of the Municipal Council, to enter into contract with Samuel Klein and Company, Certified Public Accountants, for computer consulting services for the maintenance of existing database and to review ancillary computer needs in the Office of the City Clerk; for cost not to exceed \$20,000.; funds to be appropriated in 1988 Budget. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1) (a).

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

June 1, 1988

7-R-z.
(A.S.)

Resolution amending Resolution 7-R-cn (A.S.), April 20, 1988, providing temporary funds for period May 1, 1988 to May 30, 1988, appropriating \$3,980,895. as Temporary Appropriations for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility, for period May 31, 1988 to adoption of budget.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ba.
(A.S.)

Resolution amending Resolution 7-R-cm (A.S.), April 20, 1988, providing temporary funds for period May 1, 1988 to May 30, 1988, by appropriating \$21,805,060., as Temporary Appropriations, for period May 31, 1988 to adoption of budget.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bb.
(A.S.)

Resolution appointing 12 Special Police Officers for year ending December 31, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Harris, seconded by Councilman Grant and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

7-R-bc.
(A.S.)

Resolution approving Constable Bond in amount of \$1,000. issued to Llewelyn Cummins, as to form, amount and sufficiency.

A motion to adopt the resolution was made by Temporary President Harris, seconded by Councilman Grant and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

7-R-bd.
(A.S.)

Resolution recognizing and commending Ed Reuben of Weequahic High School, Mark Caesar of West Side High School, Darnell Graham of Central High School, Jerome Smith of Barringer High School, Eric Morris of East Side High School and Dexter Knight of Vailsburg High School, recipients of the Essex County Chapter of the National Football Foundation and Hall of Fame Scholar/Athlete Awards.

(For action on this resolution, see page 2 in the minutes of this meeting)

7-R-be.
(A.S.)

Resolution authorizing Director of Finance to issue checks to persons in amounts shown thereon, totalling \$224,682.80 for overpayments carried on books and records of Tax Collector by reason of Tax Court Judgements and Cash Overpayments for years 1986 and 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bf.
(A.S.)

Resolution designating ten (10) banks as depositories for funds of the City of Newark, New Jersey. (Broad National Bank-Newark; City National Bank of New Jersey-Newark; First Fidelity Bank-Newark; First Jersey National Bank-Jersey City; Midlantic National Bank-Newark; New Jersey Cash Management Fund-Division of Investment-Department of Treasury-Trenton; Hudson City Saving Bank-Paramus; Carteret Savings and Loan Association-Newark; Howard Savings Bank of New Jersey, Newark; City Federal Savings Bank-Bedminster) and authorizing investment of idle monies effective through December 31, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by changing ending date of December 31, 1988 to June 30, 1988 was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bg.
(A.S.)

Resolution authorizing Director of Finance to issue check in sum of \$1,789.44, payable jointly to Daniel Rotondi and Thomas Penn, his attorney, c/o Brown & Brown, One Gateway Plaza, Newark, for partial settlement of lawsuit for reinstatement pursuant to Court approved agreement; Mr. Rotondi, former Recreation Center Director brought re-employment suit against City of Newark which trial would have concluded on May 4, 1988; City of Newark requested opportunity to present additional testimony unavailable at that time and Mr. Rotondi requested he be paid salary he would have earned had he been employed during the extension period in exchange for his consent to extension of time.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bh.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Development to file Program Description for Rental Rehabilitation Program entitlement grant in amount of \$1,080,000., under the Housing and Urban-Rural Recovery Act of 1983 with United States Department of Housing and Urban Development in compliance with Federal Regulations governing aid application; no expenditures of locally generated municipal funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bi.
(A.S.)

Resolution by the Newark Municipal Council implementing salary adjustments for staff titles in the Office of the Municipal Council (To correct a technical error per request of the City's Personnel Officer - no salary change).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

June 1, 1988

7-R-bj.
(A.S.)

Resolution authorizing Mayor and Budget Director to file request for funds with New Jersey Enterprise Zone Authority in amount of \$1,200,581. for continuation of twenty-eight (28) uniformed police officers in City's Enterprise Zone; \$1,200,581. to be matched with \$299,789., as required by the Enterprise Zone Act from 1988 municipal budget for continuation of six (6) police officers assigned by City to Enterprise Zone, for total program cost of \$1,500,370. for thirty-four (34) officers.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bk.
(A.S.)

Resolution authorizing Mayor and Business Administrator to file amendment to Newark's FY 1985 final Statement of Community Development Objectives and Projected Use of Funds which will allocate \$300,000. in property clearance category to New Community Corporation; \$8,600. (Ironbound Child Health screening van) in public services category to Ironbound Community Corporation; \$20,000. in public services category to Greater Newark Chamber of Commerce; and \$19,500. in private property rehabilitation category to Trinity UMC.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bl.
(A.S.)

Resolution ratifying and authorizing Director of Development to enter into contract with Peoples' Community Corporation Inc., a non-profit corporation and State of New Jersey, Division of Housing Development for purpose of providing matching funds in amount of \$28,615. to carry out scope of work (administrative seed money) for period May 1, 1988 through November 30, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Grant, Payne.

7-R-bm.
(A.S.)

Resolution recognizing and commending Robert Alan Zach on his attainment of the rank of Eagle Scout with Troop 132.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bn.
(A.S.)

Resolution authorizing Director of Engineering to execute Contract 88-12, with R.A. Hamilton, 409 South River Street, Hackensack, New Jersey, lowest responsible bid received with alternates, for street resurfacing throughout City of Newark, for total sum of \$1,693,049.35; further authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed an additional \$6,950.65; funds provided in 1988 Capital Budget.

June 1, 1988

1207

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bo.
(A.S.)

Resolution ratifying and authorizing Director of Engineering to enter into letter agreement with Newark Disposal A.K.A. Essex Recycling, located at foot of Pacific Street, Newark, for disposal of debris in amount of \$68. per ton from August 1, 1987 until such time as activities are mutually terminated; further, authorizing Director of Engineering to continue use of least expensive/recycling solid waste disposal alternative in order to effectuate economic savings to City of Newark.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bp.
(A.S.)

Resolution authorizing Director of Engineering to execute agreement with New Jersey Department of Transportation for rehabilitation of Jackson Street Bridge over Passaic River including addition of entrance and exit ramps which will require construction on property that is currently owned by City of Newark and which is encumbered by Green Acres restrictions; no compensation from City of Newark.

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

MOTIONS.

7-M-a.

A MOTION SUPPORTING PLANS FOR THE PROPOSED JOINT VENTURE BETWEEN SETON HALL UNIVERSITY AND THE BELLEMEAD DEVELOPMENT CORPORATION TO MAINTAIN AND EXPAND THE SETON HALL LAW SCHOOL WITHIN THE CITY OF NEWARK WITH A (20) YEAR TAX ABATEMENT, 2% CONSTRUCTION COSTS AND 3% ESCALATOR PER YEAR, WHICH PROJECTED REVENUES TO THE CITY WILL BE APPROXIMATELY \$40 MILLION DOLLARS IN LIEU OF TAXES, \$15 MILLION DOLLARS IN PAYROLL TAXES AND \$5 MILLION DOLLARS IN PARKING TAXES; FURTHER, SUPPORTING THE SET-ASIDE OF \$100,000 PER YEAR IN SCHOLARSHIP FUNDS TO BE MADE AVAILABLE FOR ELIGIBLE NEWARK RESIDENTS FOR FINANCIAL ASSISTANCE TO THE SETON HALL LAW SCHOOL WITH SAID SCHOLARSHIP FUNDS BEING DONATED BY THE BELLEMEAD DEVELOPMENT CORPORATION was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-b.

A MOTION CONGRATULATING WEEQUAHIC HIGH SCHOOL'S VARSITY BASEBALL TEAM FOR THEIR VICTORY IN THE SEMI-FINAL ROUND OF THE NORTH JERSEY, SECTION 2, GROUP 3 STATE BASEBALL TOURNAMENT was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-c.

A MOTION REQUESTING THAT A COST ANALYSIS FROM THE POLICE DIRECTOR FOR THE HIRING OF ADDITIONAL POLICE OFFICERS FOR FOOT PATROL IN THE VICINITY OF EIGHTEENTH AVENUE, MT. VERNON PLACE, ORANGE STREET, ROSEVILLE AVENUE AND SOUTH ORANGE AVENUE WITHIN THE WEST WARD, BE SUBMITTED AS SOON AS POSSIBLE was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

June 1, 1988

/ 7-M-d.

A MOTION DIRECTING THE CITY CLERK TO ONCE AGAIN REQUEST THE DIRECTOR OF ENGINEERING TO PREPARE AND SUBMIT THE APPROPRIATE LEGISLATION TO BLOCK OFF RUTH STREET AT THE INTERSECTION OF GROVE STREET AND FURTHER REQUESTING THE COMMENCEMENT DATE FOR THIS PROJECT was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-e.

A MOTION CONGRATULATING MALCOLM X SHABAZZ HIGH SCHOOL FOR CAPTURING THE 1987-1988 NEWARK CITY LEAGUE CHAMPIONSHIP was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-f.

A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED A RESOLUTION RECOGNIZING AND COMMENDING MS. CHAUNTA DOOLEY ON THE FORTHCOMING CITATION BY NEWSWEEK MAGAZINE FOR HER OUTSTANDING COMMUNITY SERVICES FOR THE RESCHEDULED JUNE 29, 1988 AGENDA was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-g.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES A. DURKIN, FATHER OF THE ESSEX COUNTY DEMOCRATIC CHAIRPERSON, RAYMOND A. DURKIN was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-h.

A MOTION DIRECTING THE CITY CLERK TO ASCERTAIN THE OWNERSHIP AND STATUS OF THE CLOCK AT THE NORTHEAST CORNER OF BROAD AND MARKET STREETS was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-i.

A MOTION DIRECTING THE CITY CLERK TO INVITE THE PRINCIPALS TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS INSURANCE COVERAGE FOR LITTLE LEAGUES UTILIZING CITY-OWNED PROPERTY was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-j.

A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED AN APPROPRIATE ORDINANCE RENAMING THE NORTH WARD POLICE PRECINCT TO "ANTHONY J. GIULIANO, JR." was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-k.

A MOTION REQUESTING THE DIRECTOR OF THE POLICE DEPARTMENT TO SERIOUSLY CONSIDER THE ESTABLISHMENT OF A MINI-PRECINCT IN THE NORTH WARD FOR THE BENEFIT OF THE LOCAL RESIDENTS was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-1-1.

A MOTION COMMENDING MAYOR SHARPE JAMES FOR HIS ADMINISTRATION'S EFFORTS IN THE CLEARING OF VACANT LOTS AND THE INSTALLATION OF BARRIERS AT EACH LOT TO MAINTAIN THE CLEANLINESS OF THOSE SITES THROUGHOUT THE CITY was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-1-2.

A MOTION REQUESTING THAT THE ADMINISTRATION INITIATE WHATEVER ACTION IS NEEDED TO ENSURE THAT RODENTS FROM DEMOLISHED PROPERTY OR RECENTLY CLEANED VACANT LOTS ARE PROPERLY EXTERMINATED IN A TIMELY MANNER TO PREVENT THEIR ESCAPE IN LARGE NUMBERS INTO ADJACENT PROPERTIES was made by Councilman Branch, seconded by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received May 20, 1988, enclosing proposed "Ordinance amending Ordinance 6-S & F-g, adopted on June 3, 1987, authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c, for year 1987 on property owned by Mount Calvary Independent Holy Church located at 90-96 Holland Street, Block 304, Lot 1, Newark, New Jersey."

(\$12,915.24 including applicable fees and interest for 1987 was omitted from original ordinance)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received May 20, 1988, enclosing proposed "Ordinance to amend Title 2, Administration Chapter 4, General Administration, Section 12: Effect of dishonored checks given in payment of a license fee, permit fee, taxes, service or any other municipal charge, suspension until payment of additional charges of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By increasing the amount charged for dishonored checks)."

(\$25.00)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled June 29, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilwoman Villani and adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

June 1, 1988

At a later time in the meeting, after Item 9-c, Ordinance 8-c (A.S.) and 8-d (A.S.) were considered.

8-c.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 1, 1988, enclosing proposed "Ordinance to amend an Ordinance entitled, 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey' (6-S & F-bf) adopted November 22, 1966. (To create the position title of Supervising Fire Protection Inspector)."

(Supervising Fire (1) \$33,328.07- \$34,468.60 - \$35,604.63
Protection Inspector)

(New title created in Fire Department as per Stipulation of Settlement of N.J. Superior Officers. Fiscal Impact \$3,500 per year.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled June 29, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, Tucker, President Martinez.

8-d.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 1, 1988, enclosing proposed "Ordinance to amend Title 2, Administration New Chapter Department of Development, Ordinances 6-S & F-1 (S-1), adopted July 16, 1986 and 6-S & F-f, adopted January 21, 1987, of the Revised Ordinances of the City of Newark, 1966 as amended and supplemented (By establishing two Financial Assistance Programs with the Division of Economic Development)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled June 29, 1988 Agenda of the Municipal Council for first reading; further, directing the City Clerk to invite Business Administrator Monteilh and Director of Development Lucas to meet with the Council at their rescheduled pre-meeting conference June 29, 1988 was made by President Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

9-a.

Communication from Business Administrator Monteilh, received May 10, 1988, enclosing proposed "Ordinance to amend and supplement Title 2, Administration, Chapter 7, Department of Finance, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By establishing a Division of Tax Abatement and Special Tax)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance; further, directing the City Clerk to invite Business Administrator Monteilh and Director of Finance Jean to meet with the Council at their rescheduled pre-meeting conference June 29, 1988 was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

June 1, 1988

1211

9-b.

Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the titles of Deputy Municipal Emergency Management Coordinator and Line Worker Helper, Fire in the Department of Fire)."

(Deputy Municipal Emergency Management Coordinator (1) 1/1/88 \$35,320.90 - \$42,932.89

Line Worker Helper 1/1/88 14,781.90 - 17,349.37)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. One title in Management Class and other represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

9-c.

Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey' (6-S & F-bf) adopted November 22, 1966. (To create the titles of Line Worker and Supervising Line Worker and to abolish the titles of Lineman and Lineman, Foreman in the Department of Fire)."

(Line Worker (11) 1/1/88 \$25,500.00 - \$31,728.32

Supervising

Line Worker (2) 1/1/88 \$29,913.94 - \$31,054.46 - \$32,189.02)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. Represented by Firemen's Mutual Benevolent Association Local No. 4 and I.A.F.F. - Professional Fire Officers Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from May 6, 1988 to May 20, 1988:

BINGO LICENSES

LICENSEE

Ms. Civic Association
St. Columba Church

LICENSE NUMBER

9842
9924 (Amended)

1212

June 1, 1988

RAFFLE LICENSES

LICENSEE

LICENSE NUMBER

Boys' and Girls' Clubs of Newark, Inc.
N.J. Chapter of Eastern Airlines Silverliners
Newark Renaissance House Inc.
United Hospitals Medical Center

9901 (Amended)
9925
9926
9927

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

ADJOURNMENT.

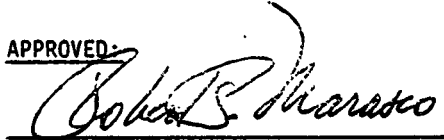
12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

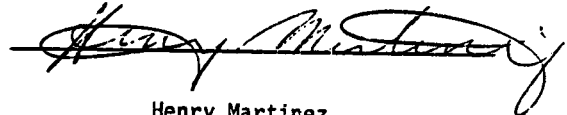
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

The meeting adjourned at 3:10 P. M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, June 14, 1988

✓ A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 10:46 A.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Rice, Villani, President Martinez,
City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Carrino, Harris, Payne, Tucker.

(Councilman Tucker arrived at 10:46 A.M.)

City Clerk Marasco read letter dated June 3, 1988, from Council President Henry Martinez, calling a special meeting of the Municipal Council for Tuesday, June 14, 1988, at 9:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to discuss the following legislation:

Resolution authorizing Mayor and Director of Development to submit an application to New Jersey Department of Community Affairs Neighborhood Preservation Balanced Housing Program on behalf of the New Community Corporation's/ New Community Estates in amount of \$1,298,000. for 56 units of low and moderate income housing. (Bergen Street, Camden Street and Fairmount Avenue between Fourteenth Avenue and Fifteenth Avenue)

Resolution authorizing Mayor and Director of Development to submit an application to New Jersey Department of Community Affairs Neighborhood Preservation Balanced Housing Program on behalf of the New Community Corporation's/ New Community Roseville Gardens in amount of \$639,614. for 31 units of low income housing. (351-357 Sussex Avenue)

Resolution authorizing Director of Engineering to execute Contract 87-26, Tree Stump Removal throughout City of Newark, with Stumpbusters of America, Inc., Notch Road, West Paterson, New Jersey, lowest responsible bid submitted, for total amount of \$32,250.

Resolution ratifying and authorizing Director of Engineering to enter into letter agreement, for period April 27, 1988 and terminating December 31, 1988, with Dresdner, Robin & Associates, 43 Montgomery Street, Jersey City, for supplemental investigation of soil and groundwater conditions at site of proposed indoor swimming pool adjacent to the Ironbound Recreation Center and to perform a remediation plan for contamination problem at the Ironbound pool site, for amount not to exceed \$175,000.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall."

(Councilman Tucker arrived at 10:46 A.M.)

June 14, 1988, #1

June 14, 1988

RESOLUTIONS.

/ 7-R-a. (S-1)

Resolution authorizing Mayor and Director of Development to submit an application to New Jersey Department of Community Affairs Neighborhood Preservation Balanced Housing Program on behalf of the New Community Corporation's/New Community Estates in amount of \$1,298,000. for 56 units of low and moderate income housing. (Bergen Street, Camden Street and Fairmount Avenue between Fourteenth Avenue and Fifteenth Avenue)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne.

/ 7-R-b. (S-1)

Resolution authorizing Mayor and Director of Development to submit an application to New Jersey Department of Community Affairs Neighborhood Preservation Balanced Housing Program on behalf of the New Community Corporation's/New Community Roseville Gardens in amount of \$639,614. for 31 units of low income housing. (351-357 Sussex Avenue)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne.

/ 7-R-c. (S-1)

Resolution authorizing Director of Engineering to execute Contract 87-26, Tree Stump Removal throughout City of Newark, with Stumpbusters of America, Inc., Notch Road, West Paterson, New Jersey, lowest responsible bid submitted, for total amount of \$32,250., further, authorizing Director of Engineering to execute change orders as needed to fulfill the goals of this project in net amount not to exceed an additional \$3,500., funds provided in 1988 temporary budget of Department of Engineering.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne.

/ 7-R-d. (S-1)

Resolution ratifying and authorizing Director of Engineering to enter into letter agreement, for period April 27, 1988 and terminating December 31, 1988, with Dresdner, Robin & Associates, 43 Montgomery Street, Jersey City, for supplemental investigation of soil and groundwater conditions at site of proposed indoor swimming pool adjacent to the Ironbound Recreation Center and to perform a remediation plan for contamination problem at the Ironbound pool site, for amount not to exceed \$175,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne.

June 14, 1988

1215

ADJOURNMENT.

12-a. (S-1)

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne.

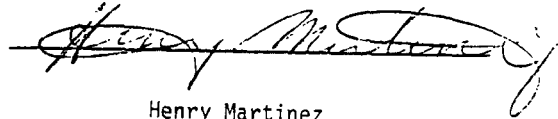
This meeting adjourned at 10:48 A.M.

APPROVED:



Robert P. Marasco

City Clerk



Henry Martinez

President

Newark, New Jersey, June 14, 1988

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Third Floor, City Hall, Newark, New Jersey, at 1:03 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Harris, Tucker, Villani,
President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Grant, Payne, Rice.

City Clerk Marasco read letter dated June 8, 1988, from His Honor Mayor Sharpe James, calling a special meeting of the Municipal Council for Tuesday, June 14, 1988, at 9:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to discuss the following legislation:

1. Resolution amending the redevelopment contract with K. Hovnanian Corporation at Newark III, Inc. for Site D of the University Heights Projects
2. Resolution accepting bid of R.M.S. Technologies, Inc., in the amount of \$5,192,708.00, for Facility Management Operation.
3. Nomination of Martin Hofler, Donald LaGuardia, Dr. Joseph Santiago and Dr. Ira Kuperstein as Commissioners of the Newark Parking Authority.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall."

City Clerk Marasco stated the Council Chamber has been reserved for the World Gospel Musical Association three months ago; therefore, the special meeting will be held in the Conference Room.

RESOLUTIONS.

7-R-a. (S-2)

Resolution authorizing Business Administrator to enter into Facilities Management Contract with R.M.S. Technologies, Inc., 5 Eve Drive, Marlton, New Jersey, lowest responsible bidder, for operational control, maintenance and responsibility for all of the data processing and peripheral equipment provided by the City and will provide qualified personnel necessary to provide data processing services described in the attached contract, for period commencing 12:01 A.M., July 1, 1988 to midnight, June 30, 1991, for total amount not to exceed \$5,192,708.; funds to be expended in 1988 have been encumbered in 1988 budget; funds for 1989, 1990 and 1991 shall be encumbered in budgets for those years when those funds are appropriated and those budgets are adopted.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Grant, Payne, Rice.

7-R-b. (S-2)

Resolution amending Resolution 7-R-i, June 1, 1988, designating K. Hovnanian at Newark I, Inc., Redeveloper for Site D of redevelopment project known as "University Heights Redevelopment Area"; further authorizing Mayor and Director of Development to enter into contract with K. Hovnanian at Newark I, Inc., for construction of 336 residential units and construction of approximately 100,000 square feet of commercial/retail space on Site D, Blocks 233, 234, 235, and 236 (Springfield Avenue, South Orange Avenue, Jones Street), by adding to the project area, 2-10 Jones Street, Block 238, Lot 65 and 112-114 South Orange Avenue, Block 237, Lot 1.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Grant, Payne, Rice.

7-R-c. (S-2)

Resolution authorizing Director of Development to execute contract with Carter Brothers Trucking, 1201 Frank Street, Roselle, New Jersey, lowest responsible bid listed in Exhibit A, for demolition of properties, in total amount of \$349,956.20., funds provided by Special Assistance Grant FY'88. (95 Bragaw Avenue, 142 Pennsylvania Avenue, 189 South 10th Street, 263 South 8th Street, 311 South 11th Street, 327 7th Avenue, 792 South 18th Street and 120 Elizabeth Avenue)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Grant, Payne, Rice.

COMMUNICATIONS.

8-a. (S-2)

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received June 7, 1988, appointing, subject to confirmation, Mr. Martin L. Hofler, 102 Oakland Terrace, Newark, New Jersey, as a Commissioner of the Newark Parking Authority for term commencing upon confirmation and expiring October 20, 1988.

(Fill unexpired portion of term of Dr. Richard D. Marshall who resigned March, 1988)

(Copy of communication submitted to each Member of the Council)

A motion to defer action on the communication was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Grant, Payne, Rice.

8-a-1. (S-2)

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received June 7, 1988, appointing, subject to confirmation, Mr. Donald LaGuardia, 11 Gressinger Road, Wayne, New Jersey, as a Commissioner of the Newark Parking Authority for term commencing upon confirmation and expiring October 20, 1990.

(Succeeding the Late Mr. Morris)

(Copy of communication submitted to each Member of the Council)

A motion to defer action on the communication was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Grant, Payne, Rice.

June 14, 1988

1218

8-a-2. (S-2)

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received June 7, 1988, appointing, subject to confirmation, Dr. Joseph Santiago, 132 Van Buren Street, Newark, New Jersey, as a Commissioner of the Newark Parking Authority for term commencing upon confirmation and expiring October 20, 1992.

(Copy of communication submitted to each Member of the Council)

A motion to defer action on the communication was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Grant, Payne, Rice.

8-a-3. (S-2)

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received June 7, 1988, appointing, subject to confirmation, Dr. Ira Kuperstein, 72 St. John's Avenue, Mount Tabor, New Jersey, as a Commissioner of the Newark Parking Authority for term commencing upon confirmation and expiring October 20, 1991.

(Copy of communication submitted to each Member of the Council)

A motion to defer action on the communication was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Grant, Payne, Rice.

President Martinez directed the City Clerk to invite Mayor Sharpe James, Business Administrator Monteilh, Director of Health and Human Services Foster-Struggs, President of Newark Board of Education Bell, Executive Superintendent of Schools Campbell and Manager of Division of Recreation and Cultural Affairs Lightfoot to meet with the Municipal Council's Educational Committee on June 27, 1988 to discuss the expansion of the After School Youth Development Program by adding two additional sites per ward.

Councilman Tucker, through the Chair, requested the City Clerk to communicate with Business Administrator Monteilh and Director of Engineering Zach with respect to Resolution 7-R-c (S-2) in the minutes of this meeting questioning when demolition will be completed and when land will be ready for use as a playground at property at 120 Elizabeth Avenue.

ADJOURNMENT.

12-a. (S-2)

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Grant, Payne, Rice.

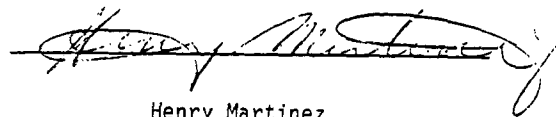
This meeting adjourned at 1:10 P.M.

APPROVED:



Robert P. Marasco

City Clerk



Henry Martinez

President

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A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 11:40 A. M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Rice, Tucker, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Carrino, Harris, Payne, Villani.

(Councilman Carrino and Councilwoman Villani arrived 11:43 A. M.)

City Clerk Marasco read letter dated June 14, 1988, from Council President Henry Martinez, calling for a special meeting of the Municipal Council for Thursday, June 16, 1988, at 10:00 A. M., or as soon thereafter as practical, for the purpose of **Introducing the Amendments to the 1988 Municipal Budget** and to consider any other related actions deemed necessary.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, and by posting on the designated bulletin board in the basement of City Hall."

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

(Councilman Carrino and Councilwoman Villani arrived 11:43 A. M.)

6-S & F-a. (S)

The City Clerk: The following ordinance was adopted on first reading, advertise in accordance with law and a hearing date held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance imposing a tax on Employer Payrolls in the City of Newark, Ordinance 6-S & F-m, January 4, 1978, as amended by Ordinance 6-S & F-k, January 3, 1979, as amended by Ordinance 6-S & F-b, adopted January 16, 1980, as amended by Ordinance 6-S & F-k, February 17, 1982, as amended by Ordinance 6-S & F-i, March 16, 1983, as amended by Ordinance 6-S & F-bt, December 18, 1985 to impose a rate of one percent (1.0%) effective January 1, 1988.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Mr. Joseph Faccone, Samuel Klein and Company, External Auditors met with the Council February 2, 1988)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Not Voting: Councilman Rice.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are six, the noes are none, one not voting, and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(This ordinance was considered after Resolution 7-R-d)

RESOLUTIONS.

7-R-a. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$3,800,000., Additional Tax on Employer Payroll.

1220

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.
Absent: Councilmen Harris, Payne.

(This resolution was considered after Ordinance 6-S & F-a)

/ 7-R-b. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$93,954.31, Hazardous Materials Emergency Response Training and Equipment Specifications and Procurement.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.
Absent: Councilmen Harris, Payne.

At an earlier time in the meeting, after opening statement by City Clerk Marasco this resolution was considered.

/ 7-R-c. (S)

Temporary emergency resolution appropriating \$93,954.31, Hazardous Materials Emergency Response Training and Equipment Specifications and Procurement; said emergency funds shall be provided in 1988 budget.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.
Absent: Councilmen Harris, Payne.

/ 7-R-d. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$186,247., Construction Codes.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, President Martinez.
Absent: Councilmen Harris, Payne, Villani.

(This resolution was considered after Resolution 7-R-b)

/ 7-R-e. (S)

Temporary emergency resolution appropriating \$60,000., Department of Engineering, Director's Office, Service by Contract or Agreement; said emergency funds shall be provided in 1988 budget.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.
Absent: Councilmen Harris, Payne.

/ 7-R-f. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$4,000., Handicapped Persons Recreational Opportunities Program.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.
Absent: Councilmen Harris, Payne.

7-R-g. (S)

Temporary emergency resolution appropriating \$4,000., Handicapped Persons Recreational Opportunities Program; said emergency funds shall be provided in 1988 budget.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-h. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$20,000., Handicapped Persons Recreational Opportunities Program.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-i. (S)

Temporary emergency resolution appropriating \$20,000., Handicapped Persons Recreational Opportunities Program; said emergency funds shall be provided in 1988 budget.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-j. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$32,000., Multijurisdictional Narcotics Task Force.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-k. (S)

Temporary emergency resolution appropriating \$32,000., Multijurisdictional Narcotics Task Force; said emergency funds shall be provided in 1988 budget.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-l. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$4,972., Blind HIV Seroprevalance Study.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-m. (S)

Temporary emergency resolution appropriating \$4,972., Blind HIV Seroprevalance Study; said emergency funds shall be provided in 1988 budget.

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A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne.

/ 7-R-n. (S)

Resolution authorizing Mayor to enter into grant agreement with New Jersey Department of Community Affairs to utilize the 1988 Distressed Cities allocation, in sum of \$4,100,000.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne.

/ 7-R-o. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, "Miscellaneous Revenue", sum of \$595,000., Host Municipal Economic Benefit.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne.

L 7-R-p. (S)

Resolution amending the Budget for the Year 1988, as approved March 15, 1988.

City Clerk Marasco read the following:

WHEREAS, the local Municipal Budget for the Year 1988 was approved on the fifteenth day of March, 1988; and

WHEREAS, the public hearing on said budget has been held and advertised; and

WHEREAS, it is desired to amend said approved budget;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Newark, County of Essex, that the following amendments to the approved budget of 1988 be made:

GENERAL REVENUES:

	<u>FROM</u>	<u>TO</u>
1. Surplus Anticipated	29,000,000.00	31,000,000.00
3. Miscellaneous Revenues:	210,445,048.85	230,915,578.17
Total Miscellaneous Revenues	210,445,048.85	230,915,578.17
4. Receipts from Delinquent Taxes	14,000,000.00	14,614,546.00
Total Amount to be Raised by Taxes for Support of Municipal Budget	66,045,708.97	56,223,631.74
7. Total General Revenues	319,490,757.78	332,753,755.91

General Revenues: (Continued)8. General Appropriations
(A) Operations - Within "CAPS"

Total - Other Expenses	310,096.00	552,382.00
(H-1) Total General Appropriations for Municipal Purposes within "CAPS"	165,462,313.25	165,220,720.18
TOTAL OPERATIONS - EXCLUDED FROM "CAPS"	90,870,559.53	113,861,825.73
Total-Water Utility Revenues	30,700,686.00	28,640,798.00
Total Water Utility Appropriations	30,700,686.00	28,640,798.00

BE IT FURTHER RESOLVED, that three copies of this resolution be filed herewith in the Office of the Director, Division of Local Government Services for his certification of the 1988 Local Municipal Budget as amended.

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S. 40A:4-9, be published in The Star Ledger, June 24, 1988, and that said publication contain notice of the public hearing on said amendments to be held in the Newark City Hall, June 29, 1988, at 11:00 A. M.

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the Governing Body on the sixteenth day of June, 1988.

The City Clerk: The amendments to the 1988 Local Municipal Budget of the City of Newark will be published in The Star Ledger issue of June 24, 1988. Three copies of the amending resolution in proper form, certified by me as having been adopted by the Governing Body, will be submitted to the Director of Local Government Services for examination and certification. The Municipal Budget will not be finally adopted until the certificate of the Director of the Local Government Services has been received approving such amending resolution. (N.J.S. 40A:4-10)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,

President Martinez.

Absent: Councilmen Harris, Payne.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

Absent During Roll Call: Councilman Rice.

This meeting adjourned at 11:57 A. M.

(1224

June 16, 1988

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 11:59 A.M., for the purpose of holding a public hearing on the amendment to the Local Municipal Budget for the Year 1988 and to consider any other related actions deemed necessary.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Harris, Payne.

The City Clerk: A hearing on the Introduced Municipal Budget of the City of Newark, for the Year 1988 was established, held and closed on the 12th day of April, 1988. The Municipal Budget was approved by the Division of Local Government Services.

On June 16, 1988, the Municipal Council amended the Budget and ordered the amendments to be published in the Star Ledger issue of June 24, 1988. The hearing on the amendments and to consider any other related actions deemed necessary shall take place on the 29th day of June, in the Council Chamber in the Newark City Hall, at 11:00 A. M., or as soon thereafter as the Council can convene.

Three copies of the amending Resolution in the proper form, certified by the City Clerk having been adopted by the Governing Body, were submitted to the Director of Local Government Services on June 16, 1988. Said amendments have been approved by the Division of Local Government Services on June 28, 1988.

This being the date, time and place for the public hearing on the amendments to the Budget of the City of Newark for the Year 1988, the President is respectfully requested to declare open the hearing on the amendments as advertised in the June 24, 1988 issue of the Star Ledger.

President Martinez: The hearing on the amendments to the Budget of the City of Newark for the Year 1988, as advertised, is now declared open.

No one appearing, a motion to close the hearing on the amendments was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.
Absent: Councilmen Harris, Payne.

RESOLUTIONS.

7-R-a. (S-1)

Resolution adopting the Budget for the Year 1988, as approved March 15th, 1988 and amended June 16, 1988.

The City Clerk read the following:

WHEREAS, the Local Budget for the Year 1988 was approved on the 15th day of March, 1988; and

WHEREAS, the public hearing on said budget and amendment has been held as advertised;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Newark, County of Essex, that the following summaries to the budget of 1988 be read:

SUMMARY OR REVENUES

1. GENERAL REVENUES

Surplus Anticipated	\$ 31,000,000.00
Miscellaneous Revenue Anticipated	230,865,578.17
Receipts from Delinquent Taxes	14,614,546.00

June 29, 1988

2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES
(Item 6(a), Sheet 11) \$ 55,559,482.74

To be added TO THE CERTIFICATE FOR AMOUNT TO BE PAID BY
TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:
(Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14) \$ 664,149.00

TOTAL REVENUES \$332,703,755.91

5. GENERAL APPROPRIATIONS

Within "CAPS"

(a & b) Operations Including Contingent \$139,472,182.76
(e) Deferred Charges and Statutory Expenditures Municipal
25,353,947.42
(f) Judgements 475,000.00

Excluded from "CAPS"

(a) Operations - Total Operations Excluded from
"CAPS" \$113,731,825.73
(b) Capital Improvements 3,100,000.00
(d) Municipal Debt Service 9,901,400.00
(e) Deferred Charges - Municipal 6,500,000.00
(k) For Local District School Purposes 14,577,400.00
(m) Reserve for Uncollected Taxes (Include Other
Reserves in any) 19,592,000.00

Total Appropriations \$332,703,755.91

A motion to adopt the resolution was made by President Martinez, seconded
by Councilman Tucker and declared adopted by President Martinez by the following
votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez commended his fellow colleagues on their efforts to reduce
the tax rate of the City of Newark to 9 percent in contrast to that of other
municipalities.

ADJOURNMENT.

12-a A motion to adjourn the meeting was made by the Council of the Whole and
adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Payne.

The meeting adjourned at 12:06 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

A rescheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:15 P.M.

The audience arose for the National Anthem.

The invocation was offered by Reverend Perry Simmons, Abyssinian Baptist Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Rice, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Glenn Ford, Intergovernmental Liaison Officer Joseph Bradley, Legislative Research Officers John Nuity and Elmer Herrmann, Public Relations Consultant Carol Patterson, Detectives Joseph Pandolphi and James Miller, Jr., Sergeants-At-Arms.
Absent: Councilmen Carrino, Harris, Payne.

(Councilman Carrino arrived 8:18 P.M.)

(Councilman Payne arrived 8:57 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

A motion to consider Resolution 7-R-b at this time was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne.

7-R-b.

Resolution amending Resolution 7-R-1, June 1, 1988, designating K. Hovnanian at Newark I, Inc., Redeveloper for Site D of redevelopment project known as "University Heights Redevelopment Area"; further, authorizing Mayor and Director of Development to enter into contract with K. Hovnanian at Newark I, Inc., for construction of 336 residential units and construction of approximately 100,000 square feet of commercial/retail space on Site D, Blocks 233, 234, 235, and 236 (Springfield Avenue, South Orange Avenue, Jones Street), by adding to the project area, 2-10 Jones Street, Block 238, Lot 65 and 112-114 South Orange Avenue, Block 237, Lot 1.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne.

(Councilman Carrino arrived 8:18 P.M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for month of May, 1988.

A motion that the Report of Contracts Awarded, as recommended by the Purchasing Agent and approved by the Business Administrator subject to receipt of resolutions for the following: Castle Installation Co.-\$100,000.-Repair and Maintenance of Existing Cold Water Meters under 1½"; X-Ray Diagnostic Institute P.A.-\$1,000,000.-Radiological Services; F. Basso, Jr., Essex Recycling, A & A Auto Maintenance, J. Petrozella-Leasing of Refuse Collection Trucks with Drivers be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

1228b

The City Clerk presented Copy of Minutes of Meeting of Second River Joint Meeting, held March 7, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

4-c.

The City Clerk presented Copy of Minutes of Special Meeting of Housing Authority of City of Newark, held April 14, 1988.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

4-d.

The City Clerk presented Copy of Minutes of Meeting of Housing Authority of City of Newark, held April 21, 1988.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

4-e.

The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held April 21, 1988.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

4-f.

The City Clerk presented Copy of Minutes of Meeting of Board of Adjustment, held March 23, 1988.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

4-g.

The City Clerk presented Copy of Minutes of Meeting of Board of Adjustment, held April 27, 1988.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

4-h.

The City Clerk presented Copy of Minutes of Meeting of Executive Session of the Board of Trustees of Newark Public Library, held March 23, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

4-i.

The City Clerk presented Copy of Minutes of Meeting of Board of Trustees of Newark Public Library, held April 26, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

4-j.

The City Clerk presented Copy of Minutes of Meeting of Executive Session of Board of Trustees of Newark Public Library, held April 26, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

4-k

The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held May 19, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

4-l.

The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-North, held May 20, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

4-m.

The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-South, held May 20, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

4-n.

The City Clerk presented Copy of Minutes of Meeting of Housing Authority of City of Newark, held May 19, 1988.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

4-o.

The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held May 19, 1988.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

4-p.

The City Clerk presented Copy of Minutes of Special Meeting of Housing Authority of City of Newark, held May 23, 1988.
(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

A motion to consider Resolutions 7-R-du, 7-R-di, 7-R-dy, 7-R-ea, 7-R-eb (A.S.) 7-R-ee (A.S.), 7-R-eg (A.S.) and 7-R-dz at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

/ 7-R-du.

Resolution expressing profound sorrow and regret at the passing of Anthony "Tony" Verducci, a native of Newark and coach at Seton Hall Preparatory School.

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne.

Councilman Carrino, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to the family of the late Anthony Verducci and commented that Coach Verducci was a man who influenced many young people and would always be remembered for the tremendous impact he had on their lives.

Mr. Verducci's son expressed the family's appreciation for this commendation and noted that his "Dad" and the family always loved Newark.

/ 7-R-di.

Resolution recognizing and commending Mr. Charles C. Villanova on the occasion of his retirement from the City of Newark after 47 years of distinguished service.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne.

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. "Charlie" Villanova.

The Members of the Municipal Council congratulated "Charlie" on his retirement and noted he would be greatly missed as the "Night Mayor" of City Hall.

Mr. Villanova responded he saw many administrations "come and go" and always tried to work cooperatively with everyone. He thanked the Council for this commendation.

/ 7-R-dy.

Resolution congratulating Ms. Selena Jackson from Lincoln School for submitting the winning entry in the Ironbound Manufacturer's Association's 1988 Essay Contest entitled, "What I Like About Newark."

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne.

Councilman Rice, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Ms. Jackson.

The Members of the Municipal Council congratulated Ms. Jackson on her exemplary work.

Ms. Jackson was presented with a United States Savings Bond by the Chairman of the Educational Committee of the Ironbound Manufacturer's Association.

Ms. Jackson thanked the Members of the Municipal Council and expressed her appreciation for this recognition.

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President Martinez asked Ms. Jackson to read her winning essay.

7-R-ea.

Resolution recognizing and commending Ms. Dorothy B. Robinson for her meritorious service on behalf of America's veterans and for her selfless and tireless work with the 9015 Veterans of Foreign Wars Ladies Auxilliary.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

Absent: Councilmen Harris, Payne.

7-R-eb.

Resolution recognizing and commending Evelyn Franklin, Ida Clark, Betty Davis and Johnnie Mae Mitchell of the Newark Housing Authority for their outstanding participation in the Senior Citizen's Tutorial Program.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to the recipients and expressed the Council's sentiments that this program had a tremendous impact on the youngsters.

Each of the recipients responded and noted they felt it was not only a privilege but also total enjoyment to work with the youngsters and all of them looked forward to participating in the program in the future.

7-R-ee.

Resolution recognizing and commending Carroll Henderson on the occasion of his retirement from the Newark Fire Department after many years of exemplary service to the Community.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Henderson and wished him happiness on his retirement and success in his future endeavors.

Mr. Henderson thanked the Members of the Municipal Council for this resolution and noted he enjoyed his many years on the fire department.

(Councilman Payne arrived 8:57 P.M.)

7-R-eg.

Resolution recognizing and commending Ms. Chaunta Dooley on her selection as one of "America's Unsung Heroes" by Newsweek magazine and further for her dynamic community service activities.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

Councilman Tucker, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Ms. Dooley and congratulated her on her accomplishments.

Ms. Dooley expressed her appreciation to the Members of the Municipal Council for this commending resolution.

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Ms. Dooley was then presented with a City of Newark "Distinguished Service Award" Medal by the Members of the Municipal Council.

/7-R-dz.

Resolution recognizing and commending the Advisors, Faculty and Performers of the Ace Opera Production Company and Bergen Street School for the successful performance of the opera "Hooked - My Dad Became a User" which was presented on June 10, 1988, at George Washington Carver School in Newark, New Jersey.

A motion to adopt the resolution was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Tucker.
Absent: Councilman Harris.

Councilman Payne, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to all participants in this production.

Several members present expressed their gratitude and appreciation for this recognition from the Members of the Municipal Council.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

/6-F-a.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.
(Milford Avenue, northbound, from West Runyon Street to West Sigelow Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.
Absent: Councilman Harris.

/6-F-b.

The City Clerk read An ordinance amending 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.
(Deleting: Blanchard Street, east side, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom.

Blanchard Street, west side, beginning at the northerly curblin of Raymond Boulevard to its northerly terminus.

Adding: Blanchard Street, both sides, beginning at the northerly curblin of Raymond Boulevard, and ending 450 feet from its northerly terminus.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.
Absent: Councilman Harris.

President Martinez: The yeases are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

6-F-c.

The City Clerk read An ordinance amending Section 23:5-2, 23:5-4, and 23:5-6, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on street parking regulation on Ferry Street.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

6-F-d.

The City Clerk read An ordinance to amend Title 2, Administration Chapter 4, General Administration, Section 12: Effect of dishonored checks given in payment of a license fee, permit fee, taxes, service or any other municipal charge, suspension until payment of additional charges of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By increasing the amount charged for dishonored checks).

(\$25.00)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

6-F-e.

The City Clerk read An ordinance to amend Title 2, Administration, New Chapter, Department of Development, Ordinances 6-S & F-1 (S-1), adopted July 16, 1986 and 6-S & F-f, adopted January 21, 1987 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By establishing two Financial Assistance Programs with the Division of Economic Development.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Monteilh and Mr. McKinley Howell, Manager, Economic Development met with Council June 29, 1988)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July-13, 1988.

6-F-f.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey" (6-S & F-bf) adopted November 22, 1966. (To create the position title of Supervising Fire Protection Inspector.)

(Supervising Fire Protection Inspector (1) 1/1/86 \$33,328.07 - \$34,468.60 - \$35,604.63)
(New title created in Fire Department as per Stipulation of Settlement of New Jersey Superior Officers. Fiscal Impact-\$3,500. per year.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

A motion to consider Item 8-c on Ordinances on First Reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilmen Harris.

6-F-g.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To establish the salary range for Student Assistant (College Intern Program) in the Municipal Courts.)

(Student Assistant
(College Intern Program)
(Unscheduled Hours) 6/1/88 \$7.00 per hour)
(Creating title of Student Assistant in Municipal Courts in accordance with City's College Intern Program. No additional funds will be required and will be funded from existing unexpended salary lines. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

A motion to consider Item 8-h on Ordinances on First Reading was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilman Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

6-F-h.

The City Clerk read An ordinance to repeal Ordinance 6-S & F-k, adopted May 3, 1988 and to amend an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto. (To create the title of Parking Enforcement Officer and to abolish the title of Parking Violations Officer in the Department of Police.)

(Parking Enforcement

Officer (40 Hours) (4) \$14,533.23 - \$17,052.62)

(Ordinance repealing ordinance previously adopted May 3, 1988 due to error in number of hours and again creating title of Parking Enforcement Officer and abolishing Parking Violations Officer with correct hours. No salary change. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

A motion to consider Item 8-p on Ordinances on First Reading was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

6-F-i.

The City Clerk read An ordinance authorizing conveyance of Parcel 50A and E50B, A.K.A. Block 402, Lot 11, Fredon Township and Block 4306, Lot 2, Stillwater Township to the State of New Jersey, Department of Transportation. (Offer made to City of Newark pursuant to appraisal of \$500. for temporary easement of parcel 50A; \$1,000. for fee taking and \$1,200. for permanent slope easement of parcel E50B by Department of Transportation.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

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A motion to consider Item 8-t on Ordinances on First Reading was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

6-F-j.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented. (To create the title of Chief Community Relations Specialist).

(Chief Community	1	9/19/86	\$25,579.63 - \$31,092.20
Relations Specialist		1/1/87	26,979.63 - 32,292.20
(35 Hours)		1/1/88	28,328.61 - 34,116.81)

(Ordinance creating title pursuant to Order from Merit System Board retroactive to September 19, 1986. Represented by Newark Council #21, Civil Service Association. Annual fiscal impact - \$35,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

A motion to consider Item 8-ba on Ordinances on First Reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

6-F-k.

The City Clerk read An ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 138, Lot 1 and City Tax Block 139, Lot 1. (Bellemead-Seton Hall)

(1085-1131 Raymond Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

A motion to consider Item 8-bb on Ordinances on First Reading was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

6-F-1.

The City Clerk read An ordinance amending Ordinance 6-S & F-c, November 3, 1982, "An ordinance providing for the vacation of Howard Street, as laid out 60 foot in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Mercer Street northerly to the southerly line of Springfield Avenue" by eliminating easement reservation for Public Service Electric and Gas Company and City of Newark for entire width and length of Howard Street and creating easement reservation for small portion of Howard Street for Public Service Electric and Gas Company.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

A motion to consider Item 8-bh (A.S.) On Ordinances on First Reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

6-F-m.
(A.S.)

The City Clerk read A Bond ordinance reappropriating cash balances from previously adopted Water Capital Ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations and transferring \$122,302.28 to the Water Capital Surplus Fund.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

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A motion to consider Item 8-bi (A.S.) on Ordinances on First Reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

6-F-n.
(A.S.)

The City Clerk read A Bond ordinance providing for various water improvements and appropriating \$6,330,000. therefor and authorizing the issuance of \$6,013,500. bonds or notes of the city for financing the cost of said water improvements and making the down payment therefor authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

A motion to consider Item 8-bj (A.S.) on Ordinances on First Reading was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

6-F-o.
(A.S.)

The City Clerk read A Bond ordinance providing for various general improvements and appropriating \$26,993,000. therefor and authorizing the issuance of \$25,643,000. bonds or notes of the city for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

A motion to consider Item 8-bk (A.S.) on Ordinances on First Reading was made by Councilman Rice, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

6-F-p.
(A.S.)

The City Clerk read A Bond ordinance reappropriating cash balances from previously adopted capital ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations in the amount of \$6,845,999.70, and transferring \$5,362,226.70 to the Capital Surplus Fund and appropriating \$5,107,062. from the Capital Surplus Fund to the purpose set forth herein, for various capital improvements authorized or to be authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey, and amending certain ordinances to reflect such increased appropriation; and amending a bond authorization and transferring the \$74,200. down payment to the Capital Improvement Fund.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

A motion to consider Item 8-b1 (A.S.) on Ordinances on First Reading was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

6-F-q.
(A.S.)

The City Clerk read A Bond ordinance authorizing the appropriation of a sum not to exceed \$23,000,000. and authorizing the issuance of refunding bonds or notes of the City of Newark, New Jersey, in a principal amount not to exceed \$23,000,000. in and for the City of Newark, in the County of Essex, State of New Jersey, to refund in full or in part the outstanding balance of general improvement bonds and water bonds of the city, to authorize the execution of a refunding agreement to provide for the purchase of obligations of the United States of America to redeem in full or in part such outstanding balance and to finance the cost of issuing such refunding bonds on behalf of the City and to provide for the issuance of such refunding bonds.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

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A motion to consider Item 8-bm (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

6-F-r.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977, as amended and supplemented.

(Receptionist, Food Service
Worker (35 Hours) 6/27/88 \$25,825.82 - \$25,825.82)
(Title change with no increase in salary per Civil Service reclassification)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

A motion to consider Item 8-bn (A.S.) on Ordinances on First Reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

6-F-s.
(A.S.)

The City Clerk read An ordinance accepting an easement from Schuyler Heights, Inc. on real property commonly known as Schuyler Heights, also known as Block 261, Lot 1 in the Township of Cedar Grove and Block 235, Lot 1 in the Township of Little Falls.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

A motion to consider Item 8-bf (A.S.) on Ordinances on First Reading was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

6-F-t.
(A.S.)

The City Clerk read An ordinance to amend Title 15, Chapter 4, Section 14, Health and Sanitation, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To require that air-conditioning be supplied to tenants from May 15th through September 15th).

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

At a later time in the meeting, after Item 8-z, a motion to consider Item 8-bc (A.S.) was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Trucker, Villani,

President Martinez.

Absent: Councilman Harris.

6-F-u.
(A.S.)

The City Clerk read An ordinance to amend Title 27, Zoning, Chapter 8, Certificate of Occupancy required for the Sale, Transfer, Conveyance of Residential Property, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By amending the effective date of said ordinance to January 1, 1989)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

At a later time in the meeting, after Item 8-be (A.S.), a motion to consider Item 8-bg (A.S.) was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

6-F-v.
(A.S.)

The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited at All Times, and Section 23:5-5, Parking Limited to Two Hours, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising parking regulations on Bank Street and University Avenue.

(Section 23:5-1 - Parking Prohibited at All Times

Deleting:

Bank Street, south side, from University Avenue to Halsey Street

University Avenue, east side, from Warren Street to Branford Place.

Adding:

Bank Street, south side, from Halsey Street to Washington Street

University Avenue, east side, from Market Street to Branford Place.

Section 23:5-5 - Parking Limited to Two Hours
 Adding
 Bank Street, south side from Washington Street to University Avenue, 9:00
 A. M. to 4:00 P. M., except Saturdays and Sundays
 University Avenue, east side, from Warren Street to Market Street 9:00 A. M.
 to 4:00 P. M., except Saturdays and Sundays)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic
 Engineering)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 13, 1988.

A motion to consider Resolution 7-R-da, at this time, was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villahi, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

7-R-da.

Resolution approving Tax Abatement Application and Financial Agreement for Newark Renaissance Mall Urban Renewal, Inc., for construction, maintenance and operation of a commercial project, conversion of the Newark Central Railroad Station into a retail shopping mall containing approximately 200,000 square feet of gross area with a three level interior including national, regional, local retailers and a food court at 832 Broad Street; 834-836 Broad Street; 848-856 Broad Street; 1-19 Lafayette Street; (Block 165, Lots 97, 100, 111, 113) granting exemption from taxation on improvements for period of not more than 15 years from date of issuance of certificate of occupancy, pursuant to N.J.S.A. 40:55C-65, only so long as the entity is subject to, and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "approval contingent upon the payment of outstanding back taxes" was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest and penalties for the years 1982 through 1987 on property described as 768-770 South Orange Avenue, Block 4034, Lots 4 and 5, Newark, New Jersey, owned by Sisters of Zion Revival Church, Inc.

WHEREAS, Sisters of Zion Revival Church, Inc. acquired the property known as 762-770 South Orange Avenue, Block 4034, Lots 1, 2, 3, 4 and 5, Newark, New Jersey by deed dated March 24, 1982 from Barton Savings and Loan Association; and

WHEREAS, the deed contained the legal "metes and bounds" description for the entire property but failed to site all of the Lots; and

WHEREAS, the Office of the Tax Assessor relied upon the Block and Lot information contained in the deed and changed its records only as to Block 4034, Lots 1, 2 and 3; and

WHEREAS, title to Lots 4 and 5 remained in the name of Barton Savings and Loan Association; and

WHEREAS, the City of Newark acquired title to Lots 4 and 5 by an In Rem Foreclosure Judgment entered September 28, 1983; and

WHEREAS, a recent investigation by the Office of the Tax Assessor discovered the discrepancy in the deed; and

WHEREAS, Sisters of Zion Revival Church, Inc. is entitled to a tax exemption on Lots 4 and 5 inasmuch as the entire property was acquired in 1982.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, that:

1. The Tax Assessor shall and is hereby authorized to remove the assessment for the years 1982 thru 1987 for the property described as Block 4034, Lots 4 and 5.

2. The Tax Collector shall and is hereby authorized to cancel the taxes in the amount of \$7,690.40 including applicable costs and interests for the years 1982 thru 1987.

3. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending "An ordinance granting permission to Magruder Color Company, Inc., to construct and maintain two (2) 20" conduits containing two 4" electrical lines, a 4" data line, a 4" communication line, a 3" condensate line, a 4" steam line and a 2" air line within a 6 foot wide easement running across Virginia Street between Lot 5 in Block 3773 and Lot 50 in Block 3773 as laid out on the Map of the Commissioners to lay out streets, avenues and squares, for a total distance of approximately 60 feet."

WHEREAS, By Ordinance of the Municipal Council 6S & Fb adopted on June 24, 1987, permission to Magruder Color Company, Inc. to construct and maintain two (2) 20" conduits containing two 4" electrical lines, a 4" data line, A 4" communication line, A 3" condensate line, a 4" steam line, and A 2" air line within a 6 Ft. wide easement running across Virginia Street between Lot 5 in Block 3773 and Lot 50 in Block 3773 as laid out on the Map of the Commissioners to lay out streets, avenues and squares, for a total distance of approximately 60 feet was authorized; and

WHEREAS, due to subsurface conditions during construction, Magruder Color Company, Inc. could not encase said lines with two (2) 20" conduits.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 1 of Ordinance 6S & FB adopted on June 24, 1987 is hereby amended to read as follows: An Ordinance granting permission to Magruder Color Company, Inc. to construct and maintain two 4" electrical lines, A 4" data line, a 4" communication line, A 3" condensate line, A 4" steam line, and A 2" air line within a 6 ft. wide easement running across Virginia Street between Lot 5 in Block 3773 and Lot 50 in Block 3773 as laid out on the Map of the Commissioners to lay out streets, avenues and squares, as shown on the drawings entitled "Survey of Proposed 6.0 Ft. Wide Utility Easement across Virginia Street between Lot 5 and 50 in Block 3773", dated April 2, 1987 prepared by Borrie McDonald, and Watson, which drawings are hereto attached as a part hereof.

Section 2. This Ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the acceptance and dedication of public streets or rights-of-ways associated with the development and construction of 1,000 car split level parking structure, related surface parking and other site improvements.

WHEREAS, the Gateway South Urban Renewal Association, a New Jersey Partnership, qualified under the Urban Renewal Corporation and Association Law of 1961 (hereinafter referred to as "Gateway South") is constructing property consisting of: (a) 1,000 car split level parking structure, (b) related surface parking and (c) other site improvements; and

WHEREAS, in connection with the Project, Gateway South will undertake and make certain street widenings and related road improvements to Market Street, Mulberry Street, Edison Place and McCarter Highway all in accordance with a Site Plan heretofore approved by the City's Central Planning Board; and

WHEREAS, the Prudential Insurance Company of America is the parent company of the Gateway South Urban Renewal Association and owner of 99% of Gateway South; and

WHEREAS, said street widenings and related road improvements require that Prudential dedicate to the City certain strips of land surrounding the perimeter of Block 161 and presently owned by Prudential.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. That the City of Newark does hereby accept from the Prudential Insurance Company of America, a New Jersey Corporation, having its principal office at Prudential Plaza, Newark, New Jersey, for and in consideration of the foregoing and other good and valuable consideration, the receipt of Prudential's right, title, interest, in and to the lands:

(a) Disposal Parcel No. 27X; (b) Disposal Parcel No. 29X; (c) Disposal Parcel No. 36X and as shown on that certain metes and bounds survey map prepared for the Housing Authority.

Section 2. That all portions, parts and parcels of said right-of-ways, as described in Section 1, above and more fully detailed in the metes and bounds description of which descriptions are hereto attached and made a part hereof, are hereby dedicated as public streets and right-of-ways to be maintained by the City of Newark.

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Section 3. That the Prudential Insurance Company shall provide the City of Newark with deed title to the rights-of-ways to be used in public streets as described in Sections 1 and 2 above in accordance with all applicable law, and that Prudential Insurance Company shall duly and properly file such deed(s) with the County of Essex upon acceptance by the City in accordance with law.

Section 4. That a copy of the executed deed shall be place on file in the Office of the City Clerk.

Section 5. This Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Businesses and Occupations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, to add Chapter 26, Hub Cap Business Licenses for the sale of new and used automobile hub caps.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Businesses and Occupations, of the Revised Ordinances of the City of Newark, New Jersey, be amended and supplemented to add Chapter 26, Hub Cap Business Licenses for the Sale of New and Used Automobile Hub Caps as follows:

CHAPTER 26. HUB CAP BUSINESS LICENSES FOR THE SALE OF NEW AND USED AUTOMOBILE HUB CAPS.

8:26-1. License required.

No person shall conduct, operate or maintain a hub cap business in the City of Newark without first obtaining a license therefor as provided in this chapter.

8:26-2. Application for license; contents.

Applications under this chapter for maintaining or operating a hub cap business shall be made on a form furnished by the Division of Permits and Licenses. Each application must be sworn to and include the following information:

- (a) A description of the facilities and services available on the premises of the proposed establishment and the business address at which the applicant proposes to conduct this business.

- (b) Name and address of the individual applicant; if a firm, the names and home addresses of the members of the firm; if a corporation, the names and home addresses of the president, secretary, and all other officers of the corporation and the registered agent of the corporation and any other person or entity which has a financial or beneficial interest in the business of the applicant.
- (c) If the manager in charge is to be someone other than a person named above, then his name and address.
- (d) The history of the applicant in hub cap business, including but not limited to, whether or not such person, is previously operating in this or another city or state under license, has had such permit revoked or suspended and its reason therefor, and the business activity or occupation subsequent to such action or suspension or revocation.
- (e) Whether or not any person listed in the application has, within ten years of the date of the application, ever been convicted of a crime, misdemeanor, or disorderly persons offense, the number of convictions and the date, place and nature of the offense for which convicted.

8:26-4. Disqualification of applicant.

No license shall be issued, held or transferred to any person, firm or corporation when the applicant, any partner, any officer, any person in management or any entity having a financial or beneficial interest in the business of the applicant shall have been convicted of any crime that relates adversely to the operation of a hub cap business.

8:26-5. Issuance of license.

Upon approval of the application the director shall issue the license.

8:26-6. License fee, term of license, renewal of licenses.

- (a) All licenses issued under this chapter shall be for a term of one year commencing June 1 and expiring the following May 31.
- (b) The annual fee for the license issued under this chapter shall be One Hundred Dollars (\$100.00) payable when the application is filed. In the event the license is not granted the application fee, less Fifteen Dollars (\$15.00), shall be returned to the applicant.
- (c) Application for renewal of license shall be made on a form provided by the director at least one month prior to the expiration of the current license.

8:26-7. Transfers.

No license issued under this chapter shall be transferred from one person to another or from place to place.

8:26-8. Investigation of licensee's conduct.

The director may, upon his own initiative or upon the filing of a written verified complaint of any person, investigate the action of any licensee.

8:26-9. Suspension and revocation of license; hearing

Upon notice to the licensee by the director a hearing shall be conducted by the director to determine whether any license issued under this chapter may be suspended or revoked for any violation of the following:

- (a) Licensee fails to comply with the fire prevention ordinance of the city after reasonable notice has been given to the licensee to eliminate or correct any condition in violation of such ordinance on the licensed premises;
- (b) Licensee fails to comply with the health ordinances of the City of Newark or the State of New Jersey after reasonable notice shall have been given to the licensee to eliminate or correct any condition in violation of such ordinances on the licensed premises;
- (c) Licensee fails to comply with any provision of the city's electrical code, mechanical code, or plumbing code after reasonable notice shall have been given to the licensee to eliminate or correct any condition in violation of such ordinances on the licensed premises;
- (d) Licensee fails to comply with any provision of this chapter or other provisions of city ordinances or state statutes after reasonable notice shall have been given to the licensee to eliminate or correct any condition in violation of such chapter on the licensed premises;
- (e) Licensee furnishes incorrect or incomplete information on its application for license or application for renewal of license.

8:27-10. Restrictions.

No license shall be issued unless the premises for which the license is to be issued shall have a fence or barricade of any conventional fencing material through which there is no visibility from the outside. Such fence shall be seven (7) feet high installed along all property lines, except where the wall of any building situated on the lot abuts a property line. Additionally, each entrance or exit way through said fence or barricade shall have an appropriate gate, chain or closing device so as to prevent entrance into the property when it is not in use.

8:27-11. Prohibition.

The licensee is expressly prohibited from doing any of the following acts:

- (a) Displaying hub caps on a fence, wall or other structure which is visible to the public; or

- (b) Failing to maintain premises in a clean and safe manner, including, but not limited to, unsightly storage of hub caps and other automobile parts and equipment.

8:27-12. Conduct of holders of licenses.

- (a) The holder of any license under this chapter shall at all times abide by the statutes, ordinances, codes, rules and regulations of the federal, state and city government and their agencies, and especially in connection with the operation of the hub cap business and conduct therein;
- (b) The holder of any license under this chapter shall at all times allow the city's duly authorized representatives to inspect the premises in order that they may perform their respective duties to inspect, ascertain, and detect violations of this chapter or of any other ordinance or regulation of the city.

8:27-13. Penalty.

Any person who violates any provision of this chapter shall, upon conviction thereof, be punished by a fine not exceeding One Thousand Dollars (\$1,000.00) or imprisonment not exceeding ninety (90) days or both.

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the Laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Hamilton Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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SECTION 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Hamilton Street:

South side, from Mulberry Street easterly to Columbia Street

SECTION 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended and supplemented (To create the title of Senior Planner, Data Management in the Department of Land Use Control).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Land Use Control" (6S&FBA) adopted July 16, 1986 as amended and supplemented be amended to create the following title:

POSITION

Senior Planner, Data Management
5181 (35 Hrs.)

(1)

\$24,491.68 - \$29,452.83

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the execution of a lease between New Community, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 765-767 South Orange Avenue, Block 4207, Lots 13 and 14, for the sum of \$3,900. per year for a period of one (1) year.

WHEREAS, the City of Newark, Police Department, a non-profit corporation of the State of New Jersey, has tax exempt status with respect to both the State of New Jersey and the Federal Government; and

WHEREAS, the New Community Corporation owns the premises commonly known as 765-767 South Orange Avenue, Block 4207, Lot 13 & 14 on the Official Tax Map and duplicates (year 1987) of the City of Newark, said premises, is needed for use by the City's Police Department and;

WHEREAS, the City of Newark desires to enter into a Lease Agreement with the New Community Corporation for the premises located at 765-767 South Orange Avenue for a period beginning February 1, 1988 and ending January 31, 1989 for the sum of \$3,900.00 with an option to renew said leasehold for an additional one (1) year to terminate on January 31, 1990.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Municipal Council of the City of Newark hereby ratifies the Lease Agreement with the New Community Corporation for the period from February 1, 1988 to the date of adoption of this Ordinance.

Section 2. The Business Administrator of the City of Newark is hereby authorized to enter into the Lease Agreement, on behalf of the City of Newark, Tenant, with the New Community Corporation, Landlord, for the premises commonly known as 765-767 South Orange Avenue, Block 4207, Lot 13 & 14, pursuant to N.J.S.A. for the period from the date of adoption of this Ordinance to January 31, 1989, with the option to renew for an additional term of one (1) year.

Section 3. The City of Newark shall, as consideration for the said Lease Agreement, pay the owner the sum of \$3,900.00 in equal monthly installments, for the term of this Lease beginning February 1, 1988 and ending January 31, 1989.

Section 4. The said premises shall be used by the lessee as a mini-police precinct. The installation shall also be used as a community gathering place for the exchange of police-community information dissemination.

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Section 5. Both, the Landlord, New Community Corporation and the lessee, City of Newark, shall be responsible for the enforcement and compliance to the covenants and conditions of the Lease Agreement.

Section 6. A certification of funds to support the said Lease Agreement shall be attached hereto. These funds are to be taken from the 1988 Temporary Budget.

Section 7. A copy of the Lease Agreement is attached hereto.

Section 8. A copy of the Lease Agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 9. This Ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council and questioned if New Community had paid their back taxes.

Councilman Carrino responded they had not, but were scheduled to meet with the Council in the future.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez

Not Voting: Councilman Carrino.

Absent: Councilman Harris.

President Martinez: The yeses are seven, the noes are none, one not voting and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the execution of a lease between Tyrone Lucius, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 1009 Bergen Street, Block 3664, Lots 1 and 2, for the sum of \$3,080.00 per year for a period of one (1) year.

WHEREAS, the City of Newark, Police Department, a non-profit corporation of the State of New Jersey, has tax exempt status with respect to both the State of New Jersey and the Federal Government; and

WHEREAS, Tyrone Lucius owns the premises commonly known as 1009 Bergen Street, Block 3664, Lot 1 & 2 on the Official Tax Map and duplicates (year 1987) of the City of Newark, said premises, is needed for use by the City's Police Department and;

WHEREAS, the City of Newark desires to enter into a Lease Agreement with Tyrone Lucius for the premises located at 1009 Bergen Street for a period beginning February 1, 1988 and ending January 31, 1989 for the sum of \$3,080.00 with an option to renew said leasehold for an additional (1) year to terminate on January 31, 1990.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Municipal Council of the City of Newark hereby ratifies the Lease Agreement with Tyrone Lucius for the period from February 1, 1988 to the date of adoption of this Ordinance.

Section 2. The Business Administrator of the City of Newark is hereby authorized to enter into the Lease Agreement, on behalf of the City of Newark, Tenant, with Tyrone Lucius, Landlord, for the premises commonly known as 1009 Bergen Street, Block 3664, Lot 1 & 2, pursuant to N.J.S.A. for the period from the date of adoption of this Ordinance to January 31, 1989, with the option to renew for an additional term of one (1) year.

Section 3. The City of Newark shall, as consideration for the said Lease Agreement, pay the owner the sum of \$3,080.00 in equal monthly installments, for the term of this Lease beginning February 1, 1988 and ending January 31, 1989.

Section 4. The premises shall be used by the lessee as a mini-police precinct. The installation shall also be used as a community gathering place for the exchange of police-community information dissemination.

Section 5. Both, the Landlord, Tyrone Lucius and the lessee, the City of Newark, shall be responsible for the enforcement and compliance to the covenants and conditions of the Lease Agreement.

Section 6. A certification of funds to support the said Lease Agreement shall be attached hereto. These funds are to be taken from the 1988 Temporary Budget.

Section 7. A copy of the Lease Agreement is attached hereto.

Section 8. A copy of the Lease Agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 9. This Ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to whether this lease was also with New Community.

Councilman Payne advised Ms. Roberson this lease was not with New Community and this mini-police station had been in the South Ward for many years.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

1254

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Section 2:14-5.1 of Title 2, Chapter 14, Personnel Practices and Policies, of the Revised Ordinances of the City of Newark, New Jersey, 1966 (To modify annual sick leave for all employees entitled to fifteen (15) days sick leave annually and who have their non-salaried benefits conferred by ordinance).

WHEREAS, as the result of a change in Civil Service Regulations, the City is obligated to modify its Personnel Practices and Policies as the same relate to annual sick leave for certain City employees,

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 2:14-5 of Title 2, Chapter 14, Personnel Practices and Policies of the Revised Ordinances of the City of Newark, New Jersey, 1966, be and the same is hereby amended and supplemented as follows:

2:14-5.1 Annual Sick Leave For All Employees entitled to fifteen (15) sick days per year whose non-salaried benefits are conferred by Ordinance.

(a) Effective April 1, 1988, an employee hired on the first (1st) day of the month through the eighth (8th) day of the month shall receive a sick leave credit of one (1) day for the month. An employee hired on the ninth (9th) day of the month through the twenty-third (23rd) day of the month shall receive a one-half ($\frac{1}{2}$) day sick leave credit for the month. An employee hired on the twenty-fourth (24th) day of the month through the last day of the month shall receive no sick leave credit for the month.

(b) For the purposes of efficient sick leave scheduling and in accordance with the above schedules, an employee may be credited with sick leave (in each appropriate calendar year) prior to the leave actually being earned with the assumption that the employee will be employed for the full calendar year; however, an employee whose service is terminated or is placed on leave of absence without pay prior to the end of the calendar year shall have all non-earned used sick leave deducted from his/her last paycheck.

An employee whose service is terminated between the first (1st) and eighth (8th) day of the month shall not receive sick leave credit for the month. An employee whose service is terminated between the ninth (9th) and twenty-third (23rd) day of the month shall receive one-half ($\frac{1}{2}$) day sick leave credit for the month. An employee whose service is terminated on the twenty-fourth (24th) day of the month and thereafter shall receive one (1) day sick leave credit for the month.

Section 2. Any existing Ordinance or part thereof inconsistent with this Ordinance is hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Section 2:14-5(b) of Title 2, Chapter 14, Personnel Practices and Policies, of the Revised Ordinances of the City of Newark, New Jersey, 1966 (To modify annual vacation leave for all employees who have their non-salaried benefits conferred by ordinance).

WHEREAS, as the result of a change in Civil Service Regulations, the City is obligated to modify its Personnel Practices and Policies as the same relate to annual vacation leave for certain City employees,

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 2:14-5 of Title 2, Chapter 14, Personnel Practices and Policies of the Revised Ordinances of the City of Newark, New Jersey, 1966, be and the same is hereby amended as follows:

2:14-5 Annual Vacation Leave For All Employees who have their non-salaried benefits conferred by ordinance and who are not serving in titles which credit the incumbent with twenty working days annual vacation leave irrespective of their years of service.

(b) Practices and Procedures. Except as otherwise provided in collective negotiations agreements with representatives of employee units, the following practices and policies shall apply to vacation leave:

(1) Effective April 1, 1988, an employee hired on the first (1st) day of the month through the eighth (8th) day of the month shall receive a one (1)-day vacation credit for the month. An employee hired on the ninth (9th) day of the month through the twenty-third (23rd) day of the month shall receive a one-half ($\frac{1}{2}$) day vacation credit for the month. An employee hired on the twenty-fourth (24th) day of the month through the last day of the month shall receive no vacation credit for the month.

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(2) For the purposes of efficient vacation scheduling and in accordance with the above schedules, an employee may be credited with vacation leave (in each appropriate calendar year) prior to the leave actually being earned with the assumption that the employee will be employed for the full calendar year; however, an employee whose service is terminated or is placed on leave of absence without pay prior to the end of the calendar year shall have all non-earned used vacation leave deducted from his/her last paycheck.

An employee whose service is terminated between the first (1st) and eighth (8th) day of the month shall not receive vacation credit for the month. An employee whose service is terminated between the ninth (9th) and twenty-third (23rd) day of the month shall receive one-half ($\frac{1}{2}$) day vacation credit for the month. An employee whose service is terminated on the twenty-fourth (24th) day of the month and thereafter shall receive one (1) day vacation credit for the month.

Section 2. Any existing Ordinance or part thereof inconsistent with this Ordinance is hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Management Specialist and abolish the title of Executive Assistant in the Department of Land Use Control).

(Change in title to properly classify duties of employee and abolish old title. Salaries are comparable. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Management Specialist
2390 (37½ Hrs.) (1) \$34,113.29 - \$41,148.19

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Executive Assistant
4586 (35 Hrs.) (1) \$34,116.81 - \$41,151.21

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of Assistant Chief Electrical Inspector and Assistant Chief Plumbing Inspector in the Department of Engineering).

(Abolishing titles in Department of Engineering which are no longer being used.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to abolish the following titles:

POSITION

Assistant Chief Electrical Inspector
0378 (40 Hrs.) 1/1/88 \$22,848.55 - \$27,771.51

Assistant Chief Plumbing Inspector
0410 (40 Hrs.) 1/1/88 \$22,848.55 - \$27,771.51

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Administrative Clerk and Principal Clerk Typist in the Department of Engineering).

(Creating titles in Department of Engineering due to New Jersey Department of Personnel reclassification. New titles will be at lesser salaries. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following titles:

POSITION

Administrative Clerk 0020 (35 Hrs.)	(1)	\$19,113.73 - \$22,514.60
Principal Clerk Typist 2781 (35 Hrs.)	(1)	\$14,246.01 - \$17,000.48

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title of Senior Program Monitor in the Office of the Mayor).

(Creating title in Office of Mayor because of reorganization of Office of Affirmative Action. Fiscal Impact \$1,250. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(a) of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

(a) Office of the Mayor and Agencies

POSITION

Senior Program Monitor 5399 (35 Hrs.)	(1)	\$24,670.94 - \$29,685.18
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SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Supervisor, Customer Service in the Department of Finance).

(Creating title abolished in error on February 17, 1988. Old title is common title. Represented by Newark Council #21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 2 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Supervisor, Customer Service			
3999 (35 Hrs.)	(1)	1/1/88	\$21,513.12 - \$25,825.82

SECTION 2. The establishment of the hereinabove position title shall be effective as of January 1, 1988.

SECTION 3. All prior ordinances or parts of prior ordinance which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control and establishing salaries therefor," (6-S & F-ba) adopted July 16, 1986 as amended and supplemented (To create certain position titles and abolish others in the Department of Land Use Control).

(Creating new titles and abolishing old ones to comply with New Jersey Department of Personnel Title Standardization Program. No salary change. Represented by Local 2299 AFSCME. (Inspectors))

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control and establishing salaries therefor, (6S&FBA) adopted July 16, 1986, as amended and supplemented be amended to create the following titles:

POSITION

Code Enforcement Officer (40 Hrs.) A331	(25) \$21,119.55 - \$25,190.81
Code Enforcement Officer Trainee (40 Hrs.) A332	(9) 16,058.33 - 19,520.50
Senior Code Enforcement Officer (40 Hrs.) A333	(0) 22,848.55 - 27,771.51
Supervising Code Enforcement Officer (40 Hrs.) A334	(9) 26,448.94 - 32,149.75

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles:

POSITION

Property Maintenance Inspector (40 Hrs.) A331
Property Maintenance Inspector Trainee (40 Hrs.) A 332
Senior Property Maintenance Inspector (40 Hrs.) A333
Supervising Property Maintenance Inspector (40 Hrs.) A334

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeases are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Water Plant Attendant in the Department of Engineering).

(Title change due to reclassification by New Jersey Department of Personnel. Old title is common title. No salary change. Represented by Local 6, International Federation of Health Professionals.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Water Plant Attendant	(1)	1/1/88	\$6.64 - \$7.16 - \$7.80
4282 (40 Hrs.)		1/1/89	7.07 - 7.63 - 8.31

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 and amendments thereto (To create the title of Senior Administrative Analyst in the Department of Administration).

(Creating title in Department of Administration to properly classify duties of employee working in title of Principal Management Planner. Old title is common title. Salary range less than old title. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 (g) of an ordinance entitled, "An Ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 and amendments thereto, be amended by creating the following title:

(G) DEPARTMENT OF ADMINISTRATION

POSITION

Senior Administrative Analyst 3173 (37½ Hrs.) (1) \$29,985.74 - \$36,130.74

SECTION 2. All prior ordinances or parts of prior ordinance which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending and supplementing Title 23, Traffic and Parking; Chapter 5, Parking, Stopping and Standing, Generally; Section 12, Parking or Storing Inoperable Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented in order to regulate the storage of inoperable motor vehicles.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 23, Traffic and Parking; Chapter 5, Parking, Stopping and Standing Generally; Section 11.1 Parking or Storing Inoperable Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby supplemented and amended to read as follows:

23:15-11.1 Storage of Inoperable Motor Vehicles

A. It shall be unlawful for any person to place, keep or permit the keeping or placing on any sidewalk, street, highway, public land, including any land owned by the City of Newark, or any private parcel of land located in an area zoned as a business district, or residential district any motor vehicle, trailer, or semi-trailer:

(1) which is missing tires, wheels, the engine or essential parts; or

(2) which displays extensive damage caused by fire or vandalism; or

(3) which is partially disassembled, or wrecked; or

(4) which does not display a current valid state inspection decal; or

(5) which does not display a current valid state registration plate.

B. The aforementioned restrictions shall not apply to any vehicle located at a business duly licensed to deal in the buying, selling, storing or disassembling of vehicles or the temporary storage of vehicles for repair or to any vehicle located within a fully enclosed structure in a residential, business or industrial district.

C. The owner of any vehicle that is described in paragraph A as well as the owner of land wherein such a vehicle is found shall be notified to remove the vehicle within 72 hours of the receipt of the notice. The failure of the owner of the land or vehicle to remove said vehicle after being duly notified shall constitute a violation of this section.

D. In addition to a notice sent by certified mail, a notice may be sent by regular mail to the last known address of the owner of the vehicle as well as the owner of the land. If the notice sent by certified mail is returned unclaimed the notice sent by regular mail shall be presumed to have

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been received when sent to the last known address of the owner. In addition, a notice may be adhesively affixed to the inoperable vehicle notifying the owner of the vehicle that said vehicle must be removed within seventy-two hours. The owner of the vehicle shall be presumed to have received this notice, if there is no current registration plate affixed to the vehicle.

E. The notices referred to herein shall inform the owner of the vehicle and the owner of the land of the nature of the violation, that the violation must be abated within seventy-two hours and that they may seek a hearing before the Director of the Department of Land Use Control if they contend that they are not in violation of this section. A request for a hearing must be made in writing before the expiration of the seventy-two hours. If the request for a hearing is received in the office of the Director within the time described herein, further proceedings shall be suspended pending a determination of the presence of a violation of this section at a hearing before the Director at which all the parties referred to in the notice shall be permitted to testify.

F. All notices shall be on forms approved by the Director of the Department of Land Use Control.

G. Any person who shall be found to be in violation of this section, shall upon conviction be punished by a fine of not less than \$100.00 but not more than \$1000.00 for each violation or be imprisoned for not more than 90 days or both. Any vehicle that is found to be in violation of this section, after the owner of the vehicle and the owner of the land have been notified in accordance with the provisions of this section of the violation and their right to a hearing, may be towed by a law enforcement officer as an abandoned vehicle in accordance with the procedure described in section 11 of this chapter.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Hearings of Citizens.

/ 6-HC-a.

MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the City of Newark not being an Equal Opportunity Town. He noted the City has received \$42 million from the Federal Government for UDAG which should have bettered the entire City, but instead Newark is a City in need of redevelopment, a city with the highest unemployment, a city in which there are children who have never known the happiness and comfort of a home, other than a welfare hotel, a city where drug addition is rampant. His hope tonight is one that these matters will become a source of thought for Council in the hopes that the services of the City will become brighter. He noted the Council has an awesome responsibility.

/ 6-HC-b.

MR. MARVIN JENKINS EL, HOMELESS, addressed the Members of the Municipal Council with respect to why there are so many homeless in the City of Newark.

/ 6-HC-c.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the Hovnanian Company using non-union workers at the University Heights construction sites and she requested that all work be stopped at these sites.

/ 6-HC-d.

DR. PERRY SIMMONS, JR., 39 GIRARD PLACE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to securing the Council's support in helping the members of his Church to obtain the property, owned by the Housing Authority, which is adjacent to the Abyssinian Church.

A motion to consider Motion 7-M-a, at this time, was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-M-a.

A MOTION URGING THE NEWARK HOUSING AUTHORITY TO DEDICATE AND CONVEY A PARCEL OF LAND KNOWN AS BLOCK 2537 TO THE ABYSSINIAN BAPTIST CHURCH AND THE MOUNT PLEASANT BAPTIST CHURCH AS A JOINT VENTURE FOR THEIR COMMUNITY DEVELOPMENT ACTIVITIES WITHIN THE NEIGHBORHOOD was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 6-HC-e.

MR. JULIO OLIVO, 1 HORATIO COURT, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the many serious problems existing at the Hyatt Court Project and the need for more police protection in this area.

After a lengthy discussion, President Martinez directed the City Clerk to forward a verbatim transcript of the remarks made by Mr. Olivo, to the Mayor and the Police Director for their attention.

/ 6-HC-f.

MS. HANAN SHAKIR, 217 SEYMOUR AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to living without harassment.

/ 6-HC-g.

MS. MILDRED KAISER, 394 SPRUCE STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to problems of water erosion caused by construction of buildings, request for better police protection and assistance in having her property designated as a historic site.

President Martinez directed the City Clerk to forward a verbatim transcript of Ms. Kaiser's remarks to the Business Administrator and that he arrange a meeting with Ms. Del Tufo, President of the Newark Preservation and Landmarks Committee and Ms. Kaiser's Attorney, Mr. Robert DeGroot, together with the Engineering Director, Police Director and Corporation Counsel to try and possibly resolve the problems being experienced by Ms. Kaiser.

RESOLUTIONS AND MOTIONS.

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RESOLUTIONS.

7-R-a.

Resolution authorizing Mayor and Director of Development to execute and enter into Memorandum of Understanding with Shell Oil Company, 100 Executive Drive, West Orange, New Jersey, for construction of a Multiple Use Commercial Facility which shall include a convenience store, car wash and gasoline service station of three service islands on Block 2545, Lots 1, 2, 3, 4, 6, 9, 12, 15, 16, 44, 45, 46, 47. (Southeast Corner of Springfield Avenue and Bergen Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Monteilh, Mr. McKinley Howell, Manager, Economic Development and a representative from Shell Oil Company met with Council June 29, 1988)

A motion to defer action on the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-b.

Resolution amending Resolution 7-R-i, June 1, 1988, designating K. Hovnanian at Newark I, Inc., Redeveloper for Site D of redevelopment project known as "University Heights Redevelopment Area"; further, authorizing Mayor and Director of Development to enter into contract with K. Hovnanian at Newark I, Inc., for construction of 336 residential units and construction of approximately 100,000 square feet of commercial space on Site D, Blocks 233, 234, 235, and 236 (Springfield Avenue, South Orange Avenue, Jones Street), by adding to the project area, 2-10 Jones Street, Block 238, Lot 65 and 112-114 South Orange Avenue, Block 237, Lot 1.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see page 1 in the minutes of this meeting.)

7-R-c.

Resolution authorizing Director of Engineering to execute Contract 88-09 Renovation to Newark Public Health Services Building, Phase III renovations with D & K Construction Co., Inc., 19 Jackson Street, East Hanover, New Jersey, lowest responsible bid submitted for total sum of \$339,900.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$8,400.; funds provided in 1988 Capital Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-d.

Resolution authorizing Director of Engineering to execute contract with Travers Association, Inc., 950 Clifton Avenue, Clifton, New Jersey, for professional services required in relation to a feasibility study for increasing vertical clearance of Edison Place under the Amtrak tracks at Penn Station, Newark, for total sum of \$31,000. (Contract awarded without competitive bidding pursuant to provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-e.

Resolution authorizing Director of Engineering to execute agreement with Kel Lee Management Advisory Services, Inc., 295 Milltown Road, East Brunswick, New Jersey, for services to analyze costs incurred by City of Newark with regard to its utility costs; no funds to be expended by City; Kel Lee Management Advisory Services entitled to percentage share of refunds or savings to City for utility usage. (Contract awarded without competitive bidding as a "Extraordinary Unspecified Service" pursuant to provisions of Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-f.

Resolution ratifying and authorizing actions taken by Director of Engineering as per agreements dated October 20, 1987 and October 28, 1987 and terminating June 15, 1988, with Dresdner, Robin & Associates, for investigation of soil and groundwater conditions at the site of proposed indoor swimming pool adjacent to Ironbound Recreation Center and investigate and coordinate remediation of site in Weehawken which received phenol contaminated soil originating from Ironbound pool site, for fee not to exceed \$120,000.; further, ratifying and authorizing actions of Director of Engineering to secure services of ENSI, Inc., for disposing of soil from site in Weehawken which received potentially contaminated soil originating from Ironbound pool site, for period terminating May 1, 1988, for fee not to exceed \$110,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-g.

Resolution authorizing Director of Engineering to execute Contract 88-08R, Renovations to Lincoln Park, with Guasto Construction, Inc., 9 Dodd Street, East Orange, New Jersey, lowest responsible bid submitted, for total sum of \$666,442., which sum permits utilization of Contract Add Alternate #1 as well as work in accordance with specifications; Contract Deduct Alternate #1 is rejected and not awarded; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$8,400.; funds provided in 1988 Capital Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-h.

Resolution authorizing Director of Engineering to execute Contract 88-07R, Renovations to Washington Park, with Ventura Construction Corporation, 137 Mount Pleasant Avenue, East Hanover, New Jersey, lowest responsible bid submitted, for total sum of \$451,863.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project in net amount not to exceed additional \$8,400.; funds provided in 1988 Capital Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-i.

Resolution authorizing Director of Engineering to apply and accept from Commissioner of Transportation of State of New Jersey, Bureau of Local Aid, under the Transportation Trust Fund Authority Act, sum of \$427,190., for resurfacing and reconstruction of Ferry Street, from Fleming Avenue to Raymond Boulevard and Wilson Avenue, from Stockton Street to Dead End.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-j.

Resolution authorizing Director of Engineering to make application for State Grant, from New Jersey State Department of Environmental Protection, in amount of \$8,200,000., for construction of the Pequannock Water Filtration Treatment Facilities.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-k.

Resolution authorizing Director of Engineering to execute Change Orders 1 through 6, totalling \$68,779.15 with M. & L. Construction Co., Inc. for Construction of a New Welfare Building (a Mixed Use Office Building); additional work was either discovered after start of construction or was made necessary by changes of Department of Health and Human Services; funds provided in Capital Budget. (Resolution 7-R-e (S-2), June 12, 1987, \$2,941,700.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-l.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with ProSync Inc., lowest responsible quote received, for period June 23, 1988 to August 26, 1988, for Basic Skills and Remediation Models for Summer Youth Employment and Training Program (SYETP), Number PY 87-36-01-02; total amount of contract shall not exceed \$88,000. for 80 participants; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title SYETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Harris.

7-R-m.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Remediation and Educational Support Systems, Inc., lowest responsible quote received, for period June 23, 1988 to August 26, 1988, for Basic Skills Remediation Models for Summer Youth Employment and Training Program (SYETP), Number PY 87-36-01-A; total amount of contract shall not exceed \$260,454. for 300 participants; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title SYETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Harris.

7-R-n.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with International Youth Organization, lowest responsible quote received, for period June 23, 1988 to August 26, 1988, for Basic Skills Remediation Models for Summer Youth Employment and Training Program (SYETP), Number PY 87-36-01-B; total amount of contract shall not exceed \$40,000. for 30 participants; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title SYETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Harris.

7-R-o.

Resolution rescinding Resolution 7-R-e adopted January 20, 1988, contract with Worldwide Educational Center, 374 Clifton Avenue, Clifton, New Jersey, for Employment and Training for Adults 55 and Older, for 30 participants in two twelve week cycles, for sum not to exceed \$66,000., for period December 2, 1987 to June 30, 1988; Worldwide Educational Center unable to recruit for the clientele population.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Harris.

7-R-p.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Automatic Data Processing, Inc., only responsible quote received, for Summer Youth EDP Services Training Program, Number PY 87-37-01, for period June 2, 1988 to June 30, 1989; total amount of contract shall not exceed \$50,950.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title SYETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-q.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into contract with Catholic Community Services/Mount Carmel Guild, only responsible quote received, for Summer Youth Employment Program for the Handicapped Training Program, Number PY 87-38-01, for period June 13, 1988 to September 21, 1988; total amount of contract shall not exceed \$205,863. for 180 participants; source of funds New Jersey Department of Labor, Employment and Training Administration, Title SYETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-r.

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into contract with New Hope Skills Center, Inc., only responsible quote received, for Carpenter Training Program, Number PY 88-05-01, for period July 1, 1988 to June 30, 1989; total amount of contract shall not exceed \$36,800. for 16 participants in two 24 week cycles; source of funds New Jersey Department of Labor, Employment and Training Administration, Title IIA Adult.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-s.

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into contract with New Hope Skills Center, Inc., lowest responsible quote received, for Building Maintenance Training Program, Number PY 88-03-01, for period July 1, 1988 to June 30, 1989; total amount of contract shall not exceed \$99,900. for 54 participants in three 15 week cycles (18 participants per cycle); source of funds - New Jersey Department of Labor, Employment and Training Administration, Title IIA Adults and IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-t.

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into contract with New Hope Skills Center, Inc., lowest responsible quote received, for Electrician Training Program, Number PY 88-12-01-A, for period July 1, 1988 to June 30, 1989; total amount of contract shall not exceed \$23,000. for 10 participants, two cycles, twenty-four (24) weeks per cycle; source of funds New Jersey Department of Labor, Employment and Training Administration, Title IIA Adult.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-u.

Resolution rescinding Resolution 7-R-dj (A.S.) adopted August 5, 1987, contract with University of Medicine and Dentistry of New Jersey, for a Health Care Workers Training Program, Number PY 87-23-01-N, for 70 participants in 5 eight week cycles, 14 per cycle, for period July 1, 1987 to June 30, 1988, for total sum of \$238,442.; University of Medicine and Dentistry of New Jersey objected to language used in Article V of the contract.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-v.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Young Men's and Young Women's Christian Association/Emergency Residency Program (YM-YMCA/ERP), for Emergency Shelter for the Homeless Program, in amount of \$36,000., for period April 1, 1988 through March 31, 1989; (total amount of contract shall not exceed \$72,107., \$36,000. for rehabilitation and \$36,107 in-kind personnel services.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-w.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to accept funds from State Department of Health, Communicable Disease Field Program, in amount of \$122,291., to provide clinical and didactic training in the diagnosis and management of Sexually Transmitted Diseases (STD), for period January 1, 1988 to December 31, 1988, ; no expenditure of municipal funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-x.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to accept grant from Comic Relief, in amount of \$77,500., to help defray cost of providing health care to the homeless population of the City of Newark, for period June 1, 1988 to May 31, 1989; does not require expenditure of municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/7-R-y.

Resolution authorizing Mayor and Director of Health and Human Services to enter into agreement with Essex County Division of Cultural and Historic Affairs for an Essex County Block Grant in amount of \$3,000. for Division of Recreation/Cultural Affairs, for period July 5, 1988 to September 2, 1988; total estimated budget for said program is \$22,586.; \$19,586. represents contribution of supplies and in-kind personnel from Division of Recreation/Cultural Affairs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/7-R-z.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to file application with New Jersey Department of Community Affairs for Handicapped Person's Recreational Opportunities Act Grant in amount of \$24,000. for Fiscal Year 1989; \$20,000. to be contributed by Department of Community Affairs and \$4,000. by Newark Community School of the Arts.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/7-R-ba.

Resolution authorizing Mayor and Director of General Services to execute and enter into Fleet Warranty Service Station Agreement with Chevrolet Motor Division of General Motors Corporation for purpose of establishing in-house warranty station for the City; does not require expenditure of municipal funds; Chevrolet fleet service department will reimburse City in sum of \$23.60 per hour for labor under agreement plus 30% on dealer cost of all parts.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/7-R-bb.

Resolution ratifying and authorizing Business Administrator to enter into contract with Work Oriented Rehabilitation Institute, 15 Roseville Avenue, Newark, New Jersey, to Provide Janitorial Services for Fire Headquarters, at annual cost of \$15,000., for period January 1, 1988 to December 31, 1988; \$2,500. encumbered from 1988 temporary budget of Division of Public Buildings; any additional expenditures contingent upon and subject to appropriation and certification of funds. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1) et seq.)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution and directing the City Clerk to invite Business Administrator Monteilh and Fire Director Kossup to meet with the Members of the Municipal Council at their July 12, 1988 pre-meeting conference was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bc.

Resolution authorizing Tax Collector to execute contract with Charles Garo Ashjian, Esq., for professional services with respect to preparation of pleadings, related legal papers, entry of Judgements and Consent Orders vacating erroneous entry of Judgement in particular claims as well as Consent Orders to vacate after a period of 90 days following entry of judgement and for incidental title searches to support the filing of the complaint necessary to foreclose, in rem, approximately 1,200 properties. (Contract awarded without competitive bidding under provisions of Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.)

(Contract amount \$24,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bd.

Resolution authorizing Director of Finance to issue check in amount of \$3,500, payable to Kingsley Okoronkwo and his attorneys, Dunne & Thompson, P.C., 683 Kearny Avenue, Kearny, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; plaintiff involved in motor vehicle accident at intersection of Miller Street and McCarter Highway with vehicle owned by City of Newark and operated by its employee and suffered injuries as result; filed notice of claim pursuant to New Jersey Tort Claims Act.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-be.

Resolution authorizing Corporation Counsel to settle matter entitled City of Newark vs. James Messimer t/a Red Star Produce for sum of \$2,500. and execute any documents deemed necessary and appropriate to effectuate settlement; Newark Municipal Council requested Law Department to initiate court action to repossess City-owned property at 510-512 Springfield Avenue and collect all back rent due from occupant; complaint filed in Superior Court of New Jersey to collect monies in amount of \$4,776.74; defendant agreed to pay City of Newark sum of \$2,500. in settlement of this matter.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Grant met with Council June 29, 1988)

A motion to table the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

(For further action on this matter, see Motion 7-M-d on page in the minutes of this meeting.)

7-R-bf.

Resolution authorizing Director of Finance to issue check in amount of \$1,121.25, payable to Patrick Corcoran and Anthony J. Fusco, his attorney, upon receipt of all documents deemed necessary by Corporation Counsel; Patrick Corcoran, a Newark Police Officer, instituted suit in Superior Court of New Jersey, seeking reimbursement of legal fees incurred in defense of a criminal matter which arose out of and in the course of his employment.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Harris.

7-R-bg.

Resolution authorizing Director of Finance to issue check in amount of \$1,000, payable to Judith Wasserbach and Wald and Del Vento, her attorneys, 405 Northfield Avenue, West Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County seeking damages for personal injuries allegedly sustained as result of motor vehicle accident; third party complaint filed by defendant William Golden alleging City of Newark failed to maintain tree located at intersection of Goldsmith and Maple Avenues which allegedly obscured stop sign at said intersection thus causing accident; plaintiff agreed to accept \$14,000. as full and complete settlement.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bh.

Resolution authorizing Corporation Counsel to enter into annexed agreement with the firm of Furst and Waldman, attorneys, in order to assist the Office of the Corporation Counsel in pending litigation; legal and other professional fees shall not exceed \$20,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)) (Newark Revised Ordinance 8:7-6 "Peddler Ordinance" and other litigation)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bi.

Resolution authorizing Director of Finance to issue check in amount of \$6,500, payable to Annie Jones and Edgar Jones, her husband and their attorneys, Lordi, Tafo & Healey, 769 Northfield Avenue, West Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit against Emmett Gurley, City employee and the City of Newark in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of City of Newark and its employee, Emmett Gurley.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

June 29, 1988

/ 7-R-bj.

Resolution authorizing Director of Finance to issue check in amount of \$12,200. payable to William J. Godley, Jr., and his attorneys, Haidri, Glazer & Kamel, Suite A13, 2333 Morris Avenue, Union, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted lawsuit against Emmett Gurley, a City employee, the City of Newark and Annie Jones in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of the Defendants; Mr. Godley and his attorneys agreed to settle and resolve matter in controversy for sum of \$12,700.; City of Newark-\$12,200., Annie Jones-\$500.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council June 29, 1988.)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-R-bk.

Resolution authorizing Director of Finance to issue check in amount of \$2,500. payable to Lynda Neal and her attorneys, Shapiro & Berardi, 17 Academy Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; institute lawsuit against City of Newark in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-R-bl.

Resolution authorizing Director of Finance to issue check in amount of \$500. to John R. Simpson and Evelyn O. Simpson, 51 Beverly Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; on June 17, 1987 Newark Team Demolition was demolishing City-owned building at 880 So. 16th Street when demolition debris fell from payload, missed the dump truck and fell onto 1986 Cadillac Sedan DeVille owned by John R. Simpson and Evelyn O. Simpson; filed suit in Superior Court to recover sum of \$710.20 plus \$13.00 in costs and have agreed to settle claim for sum of \$500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-R-bm.

Resolution authorizing Director of Finance to issue check in amount of \$7,500. payable to Susan Rogers and her attorney, August W. Fischer, 27 Warren Street, Hackensack, New Jersey; plaintiff was driver of motor vehicle on University Avenue near Central Avenue when accident occurred involving rear end of her car and front end of City of Newark Sanitation truck; instituted lawsuit against City of Newark in Superior Court of New Jersey, Law Division, for personal injuries and property damage resulting from accident, non-binding arbitration held and Arbitrator awarded plaintiff total of \$10,000., reduced by 25% due to her contributory negligence leaving net award of \$7,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bn.

Resolution authorizing Director of Finance to issue check in amount of \$5,500. payable to Samuel I. Dodek and his attorney, Lee Graham Karosen, 7 Gristmill Road, Cedar Knolls, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; plaintiff was lawful pedestrian crossing Polk Street when accident occurred involving his foot getting lodged in pothole and a fall down in the aforesaid street; instituted lawsuit for personal injuries in Superior Court of New Jersey, Law Division. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bo.

Resolution authorizing Director of Finance to issue check in amount of \$1,554.25 to Municipal Inspection Corporation and its attorneys, Greenberg, Margolis, Ziegler, Schwartz, Dratch & Fishman, 3 ADP Boulevard, Roseland, New Jersey, upon release of a Warrant to Satisfy Judgement, executed by Municipal Inspections Corporation, in favor of the City of Newark, together with any and all other documents deemed necessary by the Corporation Counsel; on June 25, 1985, by Resolution 7-R-dc (A.S.), the City of Newark entered into contract with Municipal Inspections Corporation for purpose of conducting electrical subcode inspections pursuant to Uniform Construction Code. (Instituted lawsuit against City of Newark in Superior Court of New Jersey, Essex County, Special Civil Part)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bp.

Resolution authorizing Director of Finance to issue check in amount of \$14,909.29 to R. T. Urban Renewal Investors and Stryker, Tams & Dill, its attorneys, 33 Washington Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted action in Superior Court, Law Division, Essex County, seeking credit against annual service charge for real estate taxes paid pursuant to provisions of N.J.S.A. 40:55C-65; pursuant to order signed by Honorable Harry Hazelwood, Jr., J.S.C.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Grant met with Council June 29, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bq.

Resolution authorizing Director of Finance to pay sum of \$3,000. in following manner: \$2,125. to Charles Dupree, 1082 Broad Street, Apartment 2E, Newark, New Jersey, \$600. to Freeman & Bass, Esqs., 24 Commerce Street, Newark, New Jersey; \$50. to Dr. Atif Ghander, (Dr. Fee), 230 W. Jersey Street, Elizabeth, New Jersey; \$50. to Dr. W. Klein & Scannapiego (Dr. Fee), 230 W. Jersey Street, Elizabeth, New Jersey; \$50. to Dr. I. Ahmad, (Dr. Fee), 50 Park Place, Newark, New Jersey; \$50. to Dr. T. Shah, (Dr. Fee), 691 Clinton Avenue, Newark, New Jersey; \$75. to Dr. M. Hermele, (Dr. Fee), 2333 Morris Avenue, Union, New Jersey, upon being advised by Corporation Counsel that all necessary documents in discharge of this claim have been executed by petitioners; Charles Dupree filed claim in Workers' Compensation Court, alleging occupational conditions and diseases which resulted in permanent disability due to employment with City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-br.

Resolution authorizing Director of Finance to issue and deliver check in amount of \$1,000. to Maurice T. Pruitt and Dell'Italia, Affinito & Jerejian, his attorneys, 18 Tony Galento Plaza, Orange, New Jersey, upon receipt of General Release, executed by Mr. Pruitt, in favor of City of Newark, together with any and all other documents deemed necessary by Corporation Counsel; on May 16, 1987, City-owned vehicle driven by City employee during course of his employment with City, caused property damages to 1975 Ford Thunderbird owned by Mr. Pruitt while vehicle was unoccupied and legally parked on Whittier Place. (Instituted suit in Superior Court of New Jersey, Essex County, Special Civil Part, to recover \$3,621.17 for property damage.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bs.

Resolution authorizing Director of Finance to issue check in amount of \$500. payable to Traci Brown, and her attorneys, Reitman, Parsonnet, Maicel & Duggan, 744 Broad Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; plaintiff was involved in accident at Penn Station in City of Newark, wherein she tripped and fell and suffered injuries. (Instituted suit in Superior Court of New Jersey.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bt.

Resolution authorizing Director of Finance to pay sum of \$8,500. in following manner: \$6,400. to George Dortch, Sr., 46 Church Street, South Orange, New Jersey; \$1,700. to Freeman & Bass, his attorneys; \$75. to Dr. I. Ahmad, (Dr. Fee), 50 Park Place, Newark, New Jersey; \$75. to Dr. A. Ghander, (Dr. Fee), 230 W. Jersey Street, Elizabeth, New Jersey; \$75. to Dr. W. Klein & Scannapiego, (Dr. Fee), 230 W. Jersey Street, Elizabeth, New Jersey; \$75. to Dr. S. Pollock, (Dr. Fee), 9 Clinton Street, Newark, New Jersey; \$100. to Dr. M. Hermele, (Dr. Fee), 2333 Morris Avenue, Union, New Jersey; George Dortch, Sr., filed claim for Workers' Compensation benefits alleging total disability caused by occupational diseases and conditions.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bu.

Resolution rescinding Resolution 7-R-z March 2, 1988, authorizing Director of Finance to issue check in amount of \$4,000. payable to William Warren and his attorney, Freeman and Bass, 24 Commerce Street, Newark, New Jersey, for injuries resulting from fall while walking on sidewalk located adjacent to 411-417 Springfield Avenue, where plaintiff alleged he fell through basement door on sidewalk which was covered by boards placed by Newark Demolition Team which was demolishing structures; Resolution 7-R-z contained typographical error in amount of settlement.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bv.

Resolution authorizing Director of Finance to issue check in amount of \$2,500., payable to William Warren and his attorneys, Freeman & Bass, 24 Commerce Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; plaintiff alleges he fell through basement door on sidewalk located adjacent to 411-417 Springfield Avenue, which was covered by boards placed there by Newark Demolition Team which was demolishing structures; instituted lawsuit in Superior Court of New Jersey, Law Division, Essex County.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bw.

Resolution authorizing Director of Finance to issue check in amount of \$100. payable to Mr. Henry Maulbeck, 104 Briarheath Lane, Clark, New Jersey, 07063, upon receipt of any documents deemed necessary by Corporation Counsel. (Withdrew 4 Capital Improvement Applications filed with Rent Control Board for property 83 Lang Street.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bx.

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$90,870.54 for overpayments carried on books and records of Tax Collector by reason of County Board Judgements, Tax Court Judgements, Senior Citizen Allowances, Veteran Allowances and Cash Overpayments for Years 1973, 1978, 1983, 1984, 1985, 1986, 1987 and 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-by.

Resolution authorizing Director of Finance to issue check in amount of \$2,340. payable to Gwendolyn Hagans, due to Vacation of Judgement of premises 108½ 9th Avenue, Block 1861, Lot 4.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bz.

Resolution authorizing City Treasurer to refund to Mahmoud Shahrokh, 19 Headley Terrace, Irvington, New Jersey, owner of premises 215 Warren Street, Block 402, Lot 21, sum of \$242.19 now on record in the Division of Water Accounting and Customer Service, due to an overpayment on estimated high water/sewer charges on account number 10-492-2500-00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

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7-R-ca.

Resolution authorizing City Treasurer to refund to Mrs. Louise Imperiale, 110 Summer Avenue, Newark, New Jersey, Block 487, Lot 7, sum of \$1,266.30 now on record in the Division of Water Accounting & Customer Service, due to payments on high water/sewer charges on Account No. 13-646-1950-00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cb.

Resolution authorizing City Treasurer to refund to Mr. & Mrs. A. Perez, 351 Mulberry Street, Newark, New Jersey, sum of \$824.29 now on record in the Division of Water Accounting and Customer Service, due to payments in Water Division instead of Tax Collector's Office, Account Number 08-415-2600-00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cc.

Resolution authorizing Director of Finance to cancel \$18,333.89, outstanding water/sewer charges, interest and penalties on properties which City of Newark foreclosed pursuant to In Rem Foreclosure.

(297 Morris Avenue, 175 Hunterdon Street, 185 Hunterdon Street, 38 South Orange Avenue, 94 South Orange Avenue, 65 Howard Street, 29 Astor Street, 503 Hawthorne Avenue)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cd.

Resolution authorizing Tax Collector to cancel water charges in amount of \$1,464.66., for year 1984 for property 103 - 105 4th Avenue, Block 524, Lot 52, owner of record, Teddy Hawang. (Unpaid water charge was paid in full)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ce.

Resolution authorizing Director of Finance to cancel \$18,279.67, outstanding water/sewer charges, interest and penalties on properties which City of Newark foreclosed pursuant to In Rem Foreclosure.

(165 Chancellor Avenue, 204 14th Avenue, 580 South 13th Street, 469 South 12th Street, 815 South 13th Street, 448 South 10th Street, 383 Avon Avenue)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cf.

Resolution authorizing Director of Finance to cancel \$8,234.15, outstanding water/sewer charges, interest and penalties, on properties which City of Newark has foreclosed pursuant to In-Rem Foreclosures. (716 South 10th Street, 425 South 10th Street, 503 Hawthorne Avenue, and 585 5th Street)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cg.

Resolution authorizing Director of Finance to issue check in amount of \$3,397.24 to First Fidelity Bank N.A., for property 765 Broad Street, Block 55, Lot 22; proceeds to be taken from Municipal Budget Mandatory Items-Municipal Account Code No. 011-210-2101-9537 (Interest on Tax Appeals).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ch.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ci.

Resolution authorizing Tax Collector to execute Assignment of Tax Sale Certificate for land and premises described in Exhibit A for consideration of \$1,869,620.13; said amount representing tax sale liens, all subsequent accrued liens through June 30, 1988 (1988 first half) and interest and costs to June 1, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cj.

Resolution accepting bid of Cannon International, Inc. and United Assets, Inc., highest responsible bid received for purchase of City-owned property 17 Wakeman Avenue, Block 575, Lot 45, for sum of \$25,050., based on Executive Order No. PM880013, April 18, 1988 and No. PM880015, April 29, 1988.

(Minimum Offer Approved-\$13,000., Capital Improvement-\$73,500.)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris.

7-R-ck.

Resolution approving determination of Central Planning Board that City Tax Block 619, Lot(s) 1-8, 15-17, 19 & 21, (457-471, 485-489 & 493-497 Broadway), specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order #PMB80001, January 5, 1988)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cl.

Resolution authorizing Director of Finance to enter into and execute contract with Frye, Williams and Company, Certified Public Accountants, for audit of First Newark Gateway Urban Renewal Corporation and its successor First Newark Gateway Urban Renewal Association, to determine if said entities have properly reported total project cost, correctly computed and paid applicable 15% annual service charge and any excess profits due City, in amount not to exceed \$25,000.; contract shall commence upon approval by Municipal Council and be completed within 60 days after execution of contract. (Contract awarded without competitive bidding under provisions of Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(28 story office tower, 10 story motel, retail space and parking garage, located on lands bounded by Raymond Plaza West, Market Street and Raymond Boulevard)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris.

7-R-cm.

Resolution designating ten (10) banks as depositories for funds of the City of Newark, New Jersey. (Broad National Bank-Newark, City National Bank of New Jersey-Newark, First Fidelity Bank-Newark, First Jersey National Bank-Jersey City, Midlantic National Bank-Newark, New Jersey Cash Management Fund-Trenton, Hudson City Savings Bank-Paramus, Carteret Savings and Loan Association-Newark, Howard Savings Bank of New Jersey-Newark, City Federal Savings Bank-Bedminster) and authorizing investment of idle monies effective through December 31, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding the American Savings & Loan Association of Bloomfield, as a City Depository and changing the ending date from December 31, 1988, to September 30, 1988, was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, and directing the City Clerk to invite Business Administrator Monteilh, Finance Director Jean and Mr. Walter Frye, Certified Public Accountant to meet with the Members of the Municipal Council at their July 12, 1988 pre-meeting conference was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris.

7-R-cn.

Resolution amending Resolution 7-R-dd, December 22, 1987, establishing Petty Cash Fund for various Departments and Agencies for year 1988, by adding Department of Health and Human Services, Division of Social Services, amount of \$50.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-co.

Resolution designating reserved parking area for handicapped motorists on Hudson Street, east side, beginning 40 feet south of the southerly curblin of Hartford Street and extending 25 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cp.

Resolution designating reserved parking area for handicapped motorists on Hartford Street, south side, beginning 282 feet west of the westerly curblin of Norfolk Street and extending 25 feet westerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cq.

Resolution designating reserved parking area for handicapped motorists on Hartford Street, south side, beginning 182 feet west of the westerly curblin of Norfolk Street and extending 25 feet westerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cr.

Resolution designating reserved parking area for handicapped motorists on Norfolk Street, west side, beginning 53 feet south of the southerly curblin of Hartford Street and extending 25 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-R-cs.

Resolution designating reserved parking area for handicapped motorists on DeGraw Avenue, west side, beginning 383 feet north of the northerly curblin of Montclair Avenue and extending 25 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris..

/ 7-R-ct.

Resolution designating reserved parking area for handicapped motorists on Coeyman Street, south side, beginning 110 feet west of the westerly curblin of Summer Avenue and extending 25 feet westerly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-R-cu.

Resolution approving Constable Bond in the amount of \$5,000. issued to Uelies B. Saunders, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-R-cv.

Resolution approving Constable Bond in amount of \$1,000. issued to Cleave Cutliff, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-R-cw.

Resolution approving Constable Bond in the amount of \$2,500. issued to Tanson Boyd, Jr., as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-R-cx.

Resolution approving Constable Bond in the amount of \$1,000. issued to O'Neil McPherson, Jr., as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cy.

Resolution strongly supporting the City of Pittsburgh, Pennsylvania in its effort to prohibit Shearson Lehman Hutton, Inc. and Beazer PLC from a possible takeover of Pittsburgh based Koppers Company, Inc.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris.

7-R-cz.

Resolution approving Tax Abatement Application and Financial Agreement for Polk Street Urban Renewal Corporation, for construction, maintenance and operation of a five story 48 unit condominium apartment masonry building with indoor parking and consisting of a total of 62,000 square feet at 56-60 Ferguson Street (Block 1997, Lot 60) also known as 54-48 Polk Street; granting exemption from taxation on improvement for a period of not more than 30 years, pursuant to N.J.S.A. 40:55C-65, and only so long as the entity is subject to, and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961 as amended and supplemented; and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-da.

Resolution approving Tax Abatement Application and Financial Agreement for Newark Renaissance Mall Urban Renewal, Inc., for construction, maintenance and operation of a commercial project, conversion of the Newark Central Railroad Station into a retail shopping mall containing approximately 200,000 square feet of gross area with a three level interior including national, regional, local retailers and a food court at 832 Broad Street; 834-836 Broad Street; 848-856 Broad Street; 1-19 Lafayette Street; (Block 165, Lots 97, 100, 111, 113) granting exemption from taxation on improvements for period of not more than 15 years from date of issuance of certificate of occupancy, pursuant to N.J.S.A. 40:55C-65, only so long as the entity is subject to, and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see page 16 in the minutes of this meeting.)

7-R-db.

Resolution approving Tax Abatement Application and Financial Agreement for 468-470 Mount Prospect Urban Renewal Associates for construction, maintenance and operation of a two story garden style condominium containing eight (8) units with on-site parking for each at 468-470 Mt. Prospect Avenue (Block 629, Lot 3); granting exemption from taxation on improvements for a period of not more than 30 years from date of issuance of a certificate of occupancy, pursuant to N.J.S.A. 40:55C-65, and only so long as the entity is subject to, and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented; and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dc.

Resolution approving Tax Abatement Application and Financial Agreement for Rosa Gardens Urban Renewal Corporation for construction, maintenance and operation of a two building 18 unit new residential condominium complex with 100% on-site parking at 768-800 Summer Avenue, (Block 815, Lot 28); granting exemption from taxation on improvements for a period of not more than 30 years from the date of issuance of a certificate of occupancy, pursuant to N.J.S.A. 40:50C-65, and only so long as the entity is subject to, and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented; and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dd.

Resolution approving Tax Abatement Application and Financial Agreement for Mountain Newark Urban Renewal Associates, L.P., for construction, maintenance and operation of a distribution facility containing 83,350 square feet of 28 foot high warehousing and distribution space and 21,000 square feet of office space at 884-918 Frelinghuysen Avenue (Block 3775, Lot 1) granting exemption from taxation on improvements for period of not more than 15 years from date of issuance of certificate of occupancy, pursuant to N.J.S.A. 40:50C-65, and only so long as the entity is subject to, and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-de.

Resolution approving Tax Abatement Application and Financial Agreement for Derry Group Urban Renewal LTD. for construction of a condominium project consisting of one seven story and two six story brick masonry and stucco buildings containing a total of 31-one bedroom; 73-two bedroom; 8-one bedroom duplex; 12-two bedroom duplex; and 4-three bedroom duplex units at 40 Jackson Street; 43-47 Van Buren Street; 43-47 Jackson Street; 25-31 Adams Street (Block 1999, Lots 35 and 60; Block 2000, Lot 80; Block 2001, Lot 60); granting exemption from taxation on improvement for a period of not more than 30 years from the date of issuance of a certificate of occupancy, pursuant to N.J.S.A. 40:50C-65, and only so long as the entity is subject to, and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented; and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Harris.

7-R-df.

Resolution recognizing and commending Ms. Annette "Tony" O'Flaherty, a long-time advocate for public assistance recipients and the unemployed, on the occasion of her retirement on June 28, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dg.

Resolution recognizing and commending Mr. and Mrs. Louie Abin on the grand opening of Abin's Ristorante located at 184 Elm Street, Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dh.

Resolution recognizing and commending the Reverend Eric T. Duff, Executive Director of Apostles' House on the occasion of his farewell ceremony on June 22, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris.

7-R-di.

Resolution recognizing and commending Mr. Charles C. Villanova on the occasion of his retirement from the City of Newark after 47 years of distinguished service.

(For action on this resolution, see page 4, in the minutes of this meeting.)

7-R-dj.

Resolution recognizing and commending Mr. William T. Whalen on his retirement as an Administrative Officer for the Newark Fire Department.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dk.

Resolution recognizing and commending First Hopewell Baptist Church on the occasion of hosting the Fourth Annual Father and Son Scholarship Benefit Dinner held on Saturday, June 25, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dl.

Resolution recognizing and commending Reverend Calvin Butts on the occasion of being honored at the Fourth Annual Father and Son Scholarship Dinner, held at the First Hopewell Baptist Church on Saturday, June 25, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dm.

Resolution recognizing and commending Gil Noble on the occasion of being honored at the Fourth Annual Father and Son Scholarship Dinner held at the First Hopewell Baptist Church on Saturday, June 25, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dn.

Resolution recognizing and commending Junius Williams on the occasion of being honored at the Fourth Annual Father and Son Scholarship Dinner held at the First Hopewell Baptist Church on Saturday, June 25, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-do.

Resolution recognizing and commending Bob Laws on the occasion of being honored at the Fourth Annual Father and Son Scholarship Dinner, held at the First Hopewell Baptist Church on Saturday, June 25, 1988.-

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dp.

Resolution recognizing and commending Mildred Crump on the occasion of being honored at the Fourth Annual Father and Son Scholarship Dinner, held at the First Hopewell Baptist Church on Saturday, June 25, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dq.

Resolution recognizing and commending Mr. Herbert H. Tate, Jr., Guest Speaker for the Central Ward Conference held on June 10-11, 1988 at the Camden Middle School within the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dr.

Resolution recognizing and commending Ms. Barbara A. Marrow, Guest Speaker for the Central Ward Conference held on June 10-11, 1988 at the Camden Middle School within the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ds.

Resolution recognizing and commending Detective Peter J. DeCapua of the North District on the occasion of being honored at the Police Athletic League of Newark, New Jersey Annual Fund Raising Luncheon, held June 24, 1988, at Biase's Restaurant in Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dt.

Resolution recognizing and commending major contributors of the Police Athletic League of Newark, New Jersey on the occasion of its Annual Fund Raising Luncheon, held June 24, 1988 at Biase's Restaurant in Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-du.

Resolution expressing profound sorrow and regret at the passing of Anthony "Tony" Verducci, a native of Newark and coach at Seton Hall Preparatory School.

(For action on this resolution, see page 4 in the minutes of this meeting.)

7-R-dv.

Resolution recognizing and commending Reverend Frank P. Rogers on the occasion of his 30th Anniversary as Pastor of First Mt. Zion Baptist Church located in Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dw.

Resolution recognizing and commending Frank E. Sullivan, Vice Chairman of the Mutual Benefit Life Insurance Company of Newark, New Jersey, on the joyous occasion of his retirement from the Company after many years of exemplary service.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dx.

Resolution strongly urging the Newark Housing Authority to grant an eighteen month extension to allow the Prince Hall Temple Association, Inc. to develop property commonly known as 183-207 Irvine Turner Boulevard in Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dy.

Resolution congratulating Ms. Selena Jackson from Lincoln School for submitting the winning entry in the Ironbound Manufacturer's Association's 1988 Essay Contest entitled, "What I Like About Newark."

(For action on this resolution, see pages 4 and 5 in the minutes of this meeting.)

7-R-dz.

Resolution recognizing and commending the Advisors, Faculty and Performers of the Ace Opera Production Company and Bergen Street School for the successful performance of the opera "Hooked - My Dad Became a User" which was presented on June 10, 1988, at George Washington Carver School in Newark, New Jersey.

(For action on this resolution, see page 6 in the minutes of this meeting.)

7-R-ea.

Resolution recognizing and commending Ms. Dorothy B. Robinson for her meritorious service on behalf of America's veterans and for her selfless and tireless work with the 9015 Veterans of Foreign Wars Ladies Auxiliary.

(For action on this resolution, see page 5 in the minutes of this meeting.)

/ 7-R-ea-1.

Resolution expressing profound sorrow and regret at the passing of Mr. Carlos Ortiz.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-R-eb.
(A.S.)

Resolution recognizing and commending Evelyn Franklin, Ida Clark, Betty Davis and Johnnie Mae Mitchell of the Newark Housing Authority for their outstanding participation in the Senior Citizen's Tutorial Program.

(For action on this resolution, see page 5 in the minutes of this meeting.)

/ 7-R-ec.
(A.S.)

Resolution recognizing and commending Thomas "Scoop" Licata on the occasion of his retirement from the Newark Water Department after 23 years of exemplary service.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-R-ed.
(A.S.)

Resolution strongly urging the Members of the New Jersey State Legislature to support passage of Assembly Concurrent Resolution No. 97 which proposes an amendment to the New Jersey Constitution to prohibit the State government from requiring a county or municipality to perform a new or expanded program or service without providing full State funding for the costs of compliance with the requirement, as well as Assembly No. 3153 to implement the provisions of ACR No. 97.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-ee.
(A.S.)

Resolution recognizing and commending Carroll Henderson on the occasion of his retirement from the Newark Fire Department after many years of exemplary service to the community.

(For action on this resolution, see page 5 in the minutes of this meeting.)

/ 7-R-ef.
(A.S.)

Resolution authorizing Director of Engineering to apply and accept from Commissioner of Transportation of State of New Jersey, Bureau of Local Aid under 1984 Transportation Trust Fund Authority Act, additional grant in sum of \$91,000. to be used in the design for the reconstruction of Doremus Avenue.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-eg.
(A.S.)

Resolution recognizing and commending Ms. Chaunta Dooley on her selection as one of "America's Unsung Heroes" by Newsweek magazine and further for her dynamic community service activities.

(For action on this resolution, see pages 5 and 6 in the minutes of this meeting.)

✓ 7-R-eh.
(A.S.)

Resolution authorizing Mayor and Director of Health and Human Services to apply for grant from New Jersey Department of Community Affairs for funds in amount of \$126,000., to help defray cost of providing shelter services; does not require expenditure of municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-ei.
(A.S.)

Resolution authorizing Mayor and Director of Department of Health and Human Services to apply for funds in amount of \$309,114. from State Department of Health, Communicable Disease Field Program, to provide high quality medical services at Newark Sexually Transmitted Disease Clinic, for period July 1, 1988 to June 30, 1989.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-ej.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute Grant Agreement with New Jersey Department of Health, Communicable Disease Control Services, to provide high quality medical care for Newark residents requiring services at the Tuberculosis Control Clinic, for period September 1, 1987 to June 30, 1988, total budget in amount of \$279,745. (\$164,800.-N. J. State Department of Health and Human Services, \$45,454.-United States Department of Health and Human Services through N. J. Department of Health. \$69,491.-City Match Funds.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-ek.
(A.S.)

Resolution authorizing Director of Finance to pay amount of \$978,453., exclusive of interest, to United States Department of Labor under the Comprehensive Employment and Training Act of 1973 (CETA); payment shall be on installment basis consisting of 20% down payment or \$195,690.60 and with balance payable over 36 monthly payments of \$21,743.40 each. (U.S. Department of Labor conducted a "special purpose review" of CETA grants 34-3-106-05, 34-3-106-22 and 34-3-106-32 awarded to City of Newark and on the basis of review issued a "final determination" that demanded the repayment of \$978,453. of grant funds.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-el.
 (A.S.)

Resolution authorizing Director of Finance to enter into and execute contract with Quezada Navarro and Company to provide advisory services in the resolution of approximately \$1.6 million of questioned costs under the CETA Program, and conduct a final and comprehensive closeout of CETA Program, for amount not to exceed \$12,000., for period ending September 30, 1988. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-em.
 (A.S.)

Resolution directing the Corporation Counsel of the City of Newark to immediately institute a law suit against the New Jersey Department of Transportation for failure to make appropriate repairs to the Sheffield Street Pedestrian Bridge in the City of Newark, New Jersey.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-en.
 (A.S.)

Resolution authorizing Director of Development to enter into contract with Nobe-Sanders Joint Venture for Affordable Housing Project as the supplier/producer and contractor for a minimum of 50 panelized homes to be constructed on vacant land owned by City of Newark in area bordered by 18th Avenue on the North, Bergen Street on the East and Rose Street on the Westerly side)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-eo.
 (A.S.)

Resolution authorizing director of Development to execute contract with Entech Associates, 1039 Springfield Avenue, Irvington, New Jersey, for engineering services on project known as Affordable Housing Project Site 1 on vacant land owned by City of Newark in area bordered by 18th Avenue on the north, Bergen Street on the East and Rose Street on the westerly side-all lots on Blocks 2606, 2609 and 2610; total contract fee shall not exceed \$37,840.; funds provided in City of Newark Budget. (Contract awarded without competitive bidding under provisions of Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ep.
(A.S.)

Resolution extending and ratifying period to negotiate contract with Fleming Corporation to June 29, 1988; further authorizing Mayor and Director of Development to execute and enter into contract with Fleming Corporation, a Missouri Corporation, with its principal place of business at 744 Broad Street, Newark, New Jersey, for purpose of providing architectural, engineering, planning and construction management services for the Bergen Street Commercial Corridor Revitalization Program. (Resolution 7-R-bp (A.S.), November 16, 1987, approved selection of Fleming Corporation as developer for Bergen Street Commercial Corridor Revitalization Program.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris.

7-R-eq.
(A.S.)

Resolution amending the Capital Budget by reducing the appropriations for certain capital projects by an aggregate amount of \$6,845,999.70; transferring \$5,362,226.70 to the Capital Surplus Fund; transferring \$74,200. to the Capital Improvement Fund, and appropriating \$5,107,062. from the Capital Surplus Fund to various capital projects.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-er.
(A.S.)

Resolution amending the Water Capital Budget by reducing the appropriations for certain water capital projects by an aggregate of \$122,302.28 and transferring same to the Water Capital Surplus Fund.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-es.
(A.S.)

Resolution authorizing the Director of Finance to apply to the Local Finance Board of the State of New Jersey for approval of a bond ordinance entitled: "Bond ordinance reappropriating cash balances from previously adopted water capital ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinance to reflect the cancellation of said appropriation and transferring \$122,302.28 to the Water Capital Surplus Fund."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-et.
(A.S.)

Resolution authorizing Director of Finance to apply to the Local Finance Board for qualification of bonds to be issued pursuant to an ordinance entitled: "Bond ordinance providing for various water improvements and appropriating \$6,330,000. therefor and authorizing the issuance of \$6,013,500. bonds or notes of the city for financing the cost of said water improvements and making the down payment therefor authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey," in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-eu.
(A.S.)

Resolution authorizing Director of Finance to apply to the Local Finance Board for qualification of bonds to be issued pursuant to an ordinance entitled: "Bond ordinance providing for various general improvements and appropriating \$26,993,000. therefor and authorizing the issuance of \$25,643,000. bonds or notes of the city for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey," in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ev.
(A.S.)

Resolution authorizing Director of Finance to apply to the Local Finance Board of the State of New Jersey for approval of a bond ordinance entitled: "Bond ordinance reappropriating cash balances from previously adopted capital ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations in the amount of \$6,845,999.70, and transferring \$5,362,226.70 to the Capital Surplus Fund and appropriating \$5,107,062. from the Capital Surplus Fund to the purpose set forth herein, for various capital improvements authorized or to be authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey, and amending certain ordinances to reflect such increased appropriation; and amending a bond authorization and transferring the \$74,200. down payment to the Capital Improvement Fund."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ew.
(A.S.)

Resolution authorizing Director of Finance to apply to the Local Finance Board for qualification of bonds to be issued pursuant to an ordinance entitled: "Bond ordinance authorizing the appropriation of a sum not to exceed \$23,000,000. and authorizing the issuance of refunding bonds or notes of the City of Newark, New Jersey, in a principal amount not to exceed \$23,000,000. in and for the City of Newark, in the County of Essex, State of New Jersey, to refund in full or in part the outstanding balance of general improvement bonds and water bonds of the city, to authorize the execution of a refunding agreement to provide for the purchase of obligations of the United States of America to redeem in full or in part such outstanding balance and to finance the cost of issuing such refunding bonds on behalf of the City and to provide for the issuance of such refunding bonds," in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ex.
(A.S.)

Resolution amending the 1988 Water Capital Budget by providing the appropriation for various water capital projects, appropriating for said projects \$6,330,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ey.
(A.S.)

Resolution amending the 1988 Capital Budget by providing appropriation for certain capital projects in the total amount of \$26,993,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ez.
(A.S.)

Resolution authorizing President of the Municipal Council and Director of Finance to execute contract with Frohling and Hanley, Esqs., Attorneys at Law, Newark, New Jersey, for professional services in connection with the issuance of bonds in accordance with attached contract; no appropriation of funds is required at this time, payment coming from proceeds of the sale of bonds and bond anticipation notes, tax anticipation notes or other appropriations as provided by law, in accordance with attached contract. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-fa.
(A.S.)

Resolution authorizing Director of Finance to enter into contract with Samuel Klein and Company, Certified Public Accountants, to assist in preparation of financial data required for "Qualified Bonds" and "Bond Sale Prospectus" for a fee of \$38,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-fb.
(A.S.)

Resolution requesting the Greater Newark Chamber of Commerce to participate in the 1988 "Newark Day" Convention in Atlantic City, New Jersey.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-fc.
(A.S.)

Resolution appointing Councilman Donald Tucker as a Member of the Second River Joint Meeting, beginning July 1, 1988 and ending June 30, 1989.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-fd.
(A.S.)

Resolution appointing Councilman Henry Martinez as a Member of the Joint Meeting Maintenance, beginning July 1, 1988 and ending June 30, 1989.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-fe.
(A.S.)

Resolution appointing Councilman George Branch as a Member of the Central Planning Board, beginning July 1, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ff.
(A.S.)

Resolution supporting substitute legislation for Senate Bill No. 1966 SCA (1R) and Assembly Bill No. 2618 as sponsored by Senator Wynona M. Lipman and Assemblyman Wayne R. Bryant, which is an act concerning tax Exemptions for certain residential property and supplementing Title 54 of the Revised Statutes.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-fg.
(A.S.)

Resolution by the Newark Municipal Council supporting a proposal by the Newark/North Jersey Minority AIDS Information, Education and Services Task Force to the Robert Wood Johnson Foundation for an AIDS education and prevention program within the City of Newark.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-fh.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Handicapped Persons Recreational Opportunities Program (Contract #80423)-\$20,000.; funds available from New Jersey State Department of Community Affairs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-fi.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Homeless Health Care Project (Contract #02-H-001,078-01-0)-\$30,000.; funds available from United States Department of Health and Human Services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-fj.
(A.S.)

Resolution authorizing Manager of License Division to issue Carnival License to Ironbound Educational and Cultural Center for period June 26, 1988 to July 4, 1988, pursuant to R.O 5:10-3 & 4; conditioned upon receipt of all documents deemed appropriate in connection with this application. (Ferry Street at Edison Place.)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-fk.
(A.S.)

Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial) "Consent Order to Vacate" heretofore mentioned foreclosure judgment with each previous "Owner of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark plus subsequent years' taxes be paid in full or pursuant to a plan in accordance with the stated category.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-fl.
(A.S.)

Resolution ratifying actions of Director of Engineering to have work performed on an emergency basis by Dujets Tree Experts, pursuant to N.J.S. 40A:4-20; further, authorizing Director of Engineering to make payment in amount of \$150,000., to Dujets Tree Experts, Notch Road, West Paterson, New Jersey, for work performed due to recent rain and wind storm.

(To remove trees felled by storm, blocking arteries, downed power lines and trees fallen on residences, cars and uplifted sidewalks which originated from storm of May 23, 1988. Approximately 242 trees were felled.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

Motions.

7-M-a.

A MOTION URGING THE NEWARK HOUSING AUTHORITY TO DEDICATE AND CONVEY A PARCEL OF LAND KNOWN AS BLOCK 2537 TO THE ABYSSINIAN BAPTIST CHURCH AND THE MOUNT PLEASANT BAPTIST CHURCH AS A JOINT VENTURE FOR THEIR COMMUNITY DEVELOPMENT ACTIVITIES WITHIN THE NEIGHBORHOOD.

(For action on this motion, see Motion 7-M-a on page 40 in the minutes of this meeting.)

7-M-b.

A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MR. JOHNNIE L. WALKER was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-M-c.

A MOTION CONGRATULATING SHEILA BOOKER ON THE RECENT BIRTH OF HER BABY BOY was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-M-d.

A MOTION REQUESTING THE LAW DEPARTMENT TO REJECT THE PROPOSED SETTLEMENT IN THE MATTER ENTITLED "CITY OF NEWARK VS. JAMES MESSIMER T/A RED STAR PRODUCE, OCCUPANT OF CITY-OWNED PROPERTY AT 510-512 SPRINGFIELD AVENUE"; FURTHER, REQUESTING THE LAW DEPARTMENT TO INITIATE THE APPROPRIATE COURT ACTION FOR THE COLLECTION OF ALL BACK RENTS DUE FROM SAID OCCUPANT OF CITY-OWNED PROPERTY was made by Councilman Tucker, seconded by by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-M-e.

A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO GEORGE FITZSIMONS, CHIEF ACCOUNTANT IN THE OFFICE OF THE CITY CLERK was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-M-f.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GEORGE L. MARVEL, RETIRED NEWARK POLICE CAPTAIN was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-M-g.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF SERGEANT JAMES L. BLUE, BROTHER OF DR. DANIEL L. BLUE, ASSISTANT EXECUTIVE DIRECTOR OF THE NEWARK HOUSING AUTHORITY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-M-h.

A MOTION PRAISING MONSIGNOR JOHN RETILLO, CHANCELLOR OF SETON HALL UNIVERSITY SCHOOL OF LAW ON HIS APPOINTMENT OF RETIRING UNITED STATES REPRESENTATIVE PETER W. RODINO, JR., TO THE TITLE OF DISTINGUISHED VISITING PROFESSOR TO THE SETON HALL UNIVERSITY SCHOOL OF LAW was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-M-i.

A MOTION STRONGLY URGING MAYOR SHARPE JAMES TO SUPPORT THE PRINCE HALL TEMPLE ASSOCIATION, INC. EFFORTS TO ACQUIRE AN 18-MONTH EXTENSION FROM THE NEWARK HOUSING AUTHORITY FOR CONSTRUCTING IMPROVEMENTS ON PROPERTY LOCATED AT 183-207 IRVINE TURNER BOULEVARD IN NEWARK, NEW JERSEY was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-M-j.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. SHIRLEY WILLIAMS, SISTER OF MS. MARIEL WILLIAMS, AN EMPLOYEE WITH THE NEWARK HOUSING AUTHORITY was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-M-k.

A MOTION REQUESTING THE HEALTH DEPARTMENT, THE FIRE DEPARTMENT AND THE BUILDING CODE ENFORCEMENT TO PERFORM COMPREHENSIVE INSPECTIONS OF THE FLEA MARKET THAT IS LOCATED ON THE LOT AT THE CORNER OF SOUTH ORANGE AVENUE AND SOUTH SIXTEENTH STREET AND TO SUBMIT RESULTS TO THE LAW DEPARTMENT FOR A DETERMINATION AS TO THE POSSIBLE LEGAL ACTION WHICH MAY BE INSTITUTED AGAINST THE PROPERTY OWNER was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-M-k-1.

A MOTION REQUESTING THE TAX ASSESSOR TO PROVIDE INFORMATION REGARDING THE TAX EXEMPTION STATUS OF THE EVANGELIST CENTER BAPTIST CHURCH WHICH OPERATES THE FLEA MARKET LOCATED ON THE LOT AT THE CORNER OF SOUTH ORANGE AVENUE AND SOUTH SIXTEENTH STREET was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-M-k-2.

A MOTION REQUESTING THE ADMINISTRATION TO NOTIFY THE POLICE DEPARTMENT TO PATROL, ON A REGULAR BASIS, THE FLEA MARKET LOCATED AT THE CORNER OF SOUTH ORANGE AVENUE AND SOUTH SIXTEENTH STREET AND TO STRICTLY ENFORCE THE ORDINANCE PROHIBITING DOUBLE PARKING AND PARKING OF VEHICLES ON SIDEWALKS was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-M-l.

A MOTION COMMENDING THEIR COLLEAGUE, COUNCILMAN RONALD L. RICE, FOR ASSISTING THE NEWARK POLICE DEPARTMENT IN THE APPREHENSION OF TWO SUSPECTS WHO WERE IN POSSESSION OF ILLICIT DRUGS was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-M-m.

A MOTION REQUESTING THE MAYOR TO ACTIVATE THE AFFIRMATIVE ACTION REVIEW COUNCIL TO ENSURE PROPER ADHERENCE TO AFFIRMATIVE ACTION POLICIES IN SUCH AGENCIES AS THE NEWARK HOUSING AUTHORITY AND THE NEWARK BOARD OF EDUCATION, FOR EXAMPLE was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-M-n.

A MOTION REQUESTING THE RAT AND PEST CONTROL UNIT TO BAIT ALL SEWERS THROUGHOUT THE DOWNTOWN AREA EXTENDING FROM MULBERRY STREET TO WASHINGTON STREET; WITH PARTICULAR EMPHASIS ON THE FOLLOWING STREETS: SPRUCE STREET, WEST KINNEY STREET, NEVADA STREET, HILL STREET AND COURT STREET was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-M-o.

A MOTION STRONGLY URGING MAYOR SHARPE JAMES TO REQUEST ASSISTANCE FROM THE NEW JERSEY STATE POLICE TO HELP COMBAT THE HORRENDOUS DRUG PROBLEM THAT EXISTS IN THE CITY OF NEWARK was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-M-p.

A MOTION REQUESTING THE DIVISION OF WATER/SEWER UTILITY TO CLEAN THE SEWERS LOCATED AT THE CORNERS OF BROAD STREET AND GREEN STREET AND JACKSON STREET AND FERRY STREET was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

/ 8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received May 20, 1988, enclosing proposed "Ordinance to amend and supplement Title 5, 'Amusements and Amusement Businesses,' Chapter 10, 'Carnivals', of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented governing the regulation of carnivals, street fairs and street festivals within the City of Newark."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council June 29, 1988)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received May 23, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 and amendments thereto. (To create the title of Chief Clerk and to abolish the titles of Administrative Officer, Police Department and Administrative Officer, Police in the Department of Police.)"

(Chief Clerk
(35 Hours) (1) \$27,049.65 - \$32,562.01).

(Creating title of Chief Clerk and abolishing titles of Administrative Office, Police and Administrative Officer, Police Department. Title of Administrative Officer is no longer a recognized Civil Service Title. No salary change. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received May 24, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To establish the salary range for Student Assistant (College Intern Program) in the Municipal Courts.)"

(Student Assistant
(College Intern Program)
(Unscheduled Hours) 6/1/88 \$7.00 per hour)

(Creating title of Student Assistant in Municipal Courts in accordance with City's College Intern Program. No additional funds will be required and will be funded from existing unexpended salary lines. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-g. on page 8 in the minutes of this meeting.)

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received May 31, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey,' (6-S & F-y) adopted November 22, 1966 as amended and supplemented (To create the title of Legal Analyst, Police Department and to abolish the title of Legal Analyst.)"

(Legal Analyst, (1) 1/1/88 \$45,123.09 (Flat)
Police Department (40 Hours 1/1/89 47,023.09 (Flat))
(Creating title Legal Analyst, Police Department and abolishing title of Legal Analyst in the Department of Police. No salary change. Represented by Superior Officers Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received May 31, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Senior Planner, Environmental in the Department of Engineering.

(Senior Planner, Environmental (35 Hours) (1) \$24,491.68 - \$29,452.83)
(Creating title Senior Planner, Environmental due to New Jersey Department of Personnel Reclassification. Old title is common title. Fiscal impact approximately \$1,000. per year. Represented by Newark Council #21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received May 31, 1988, enclosing proposed "Ordinance to amend and supplement Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Article 28, Newark Landmarks and Historic District Commission, Section 18, et seq., of the Revised Ordinances of the City of Newark, New Jersey, (1966) as amended and supplemented (By conforming R.O. 2:2-138, et seq., to the requirements of P.L. 1985, Ch. 516)."

(Amendment necessitated due to recent amendments in Municipal Land Use Law wherein State Legislature established procedures and methodologies for establishment of a historic preservation commission and ways of identifying historic buildings.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received May 31, 1988, enclosing proposed "Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2849, Lot(s) 1, 3, 14, 15, 48 & 49 (320-332 Orange Street)."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received June 1, 1988, enclosing proposed "Ordinance to repeal Ordinance 6-S & F-k, adopted May 3, 1988 and to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 and amendments thereto. (To create the title of Parking Enforcement Officer and to abolish the title of Parking Violations Officer in the Department of Police.)"

(Parking Enforcement Officer (40 Hours) (4) \$14,533.23 - \$17,052.62)

(Ordinance repealing ordinance previously adopted May 3, 1988 due to error in number of hours and again creating title of Parking Enforcement Officer and abolishing Parking Violations Officer with correct hours. No salary change. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-h, on page 9, in the minutes of this meeting.)

8-i.

The City Clerk presented Proposed "Ordinance to amend Ordinance 6-S & F-b, January 20, 1988 entitled, 'An ordinance to regulate burglar and robbery alarm systems and devices in the City of Newark,' of the Revised Ordinances of the City of Newark, as amended and supplemented, by correcting Chapter 3A-1, et seq., of Title 17 to Chapter 3B-1, et seq."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-j.

The City Clerk presented Communication from Business Administrator Monteilh, received June 7, 1988, enclosing proposed "Ordinance amending Title 2 of Administration, Chapter 2, Office of the Mayor and Agencies of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented (By re-establishing the Senior Citizen Commission)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-k.

The City Clerk presented Communication from Business Administrator Monteilh, received June 7, 1988, enclosing proposed "Ordinance amending Title 13A, Administration and Regulation of Solid Waste, Chapter 7, Brush, Weeds, Waste Matter and Debris, Section 13A: 7-2, Notice to Owner or Tenant to Remove, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-l.

The City Clerk presented Communication from Business Administrator Monteilh, received June 10, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Chief of Water Quality in the Department of Engineering)."

(Chief of Water Quality

(35 Hours)

1

\$23,566.04 - \$28,328.61)

(Change in title due to New Jersey Department of Personnel reclassification.

Old title is common title. Represented by Newark Council #21, Civil Service Association. Fiscal impact for 1988-\$1,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-m.

The City Clerk presented Communication from Business Administrator Monteilh, received June 10, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-1) adopted May 4, 1977, as amended and supplemented. (To create the titles of Chaplain, Part Time and Chief Clerk and abolish the title of Administrative Officer, Fire in the Department of Fire)."

(Chaplain, Part Time

(10 Hours)

1

\$5,000. (Flat)

Chief Clerk (Dept.)

(35 Hours)

1

\$27,049.65 - \$32,562.01)

(Creating two titles in Fire Department and abolishing onetitle. Represented by Newark Council #21, Civil Service Association. Salary of Chief Clerk is lower than present title and Chaplain, Part Time is replacing one full time Chaplain.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-n.

The City Clerk presented Proposed "Ordinance designating the North District Police Precinct at 1-17 Lincoln Avenue as the "Anthony J. Giuliano, Jr., Memorial Building."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-o.

The City Clerk presented Communication from Business Administrator Monteilh, received June 10, 1988, enclosing proposed "Ordinance amending Ordinance 6-S & F-i adopted April 6, 1988 authorizing the cancellation of taxes, interest and penalties, pursuant to N.J.S.A. 54:4.6c, for the year 1986 on property owned by Primera Iglesia Pentecostal Faro De Luz, located at 777-783 Broadway, Block 772, Lots 21 & 24, Newark, New Jersey (correcting the address for Lot 24 and including the 1986 tax amount for said lot)."

(\$2,546.21 including applicable fees and interest)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-p.

The City Clerk presented Communication from Business Administrator Monteilh, received June 10, 1988, enclosing proposed "Ordinance authorizing conveyance of Parcel 50A and E50B, A.K.A. Block 402, Lot 11, Fredon Township and Block 4306, Lot 2, Stillwater Township to the State of New Jersey, Department of Transportation." (Offer made to City of Newark pursuant to appraisal of \$500. for temporary easement of parcel 50A; \$1,000. for fee taking and \$1,200. for permanent slope easement of parcel E50B by Department of Transportation.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-i, on page 9, in the minutes of this meeting.)

8-q.

The City Clerk presented Communication from Business Administrator Monteilh, received June 14, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance approving a \$5,000. Death Benefit and a \$10,000. Accidental Death and Dismemberment Benefit for Certain Employees under sixty-five (65) years of age: a \$1,500. Death Benefit for Certain Employees age sixty-five (65) and over: a \$1,500. Death Benefit for Eligible Retirees, at any age, with fifteen years of service with the City of Newark', (6-S & F-i) adopted April 20, 1977 as amended and supplemented (To adjust life insurance entitlement)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-r.

The City Clerk presented Communication from Business Administrator Monteilh, received June 14, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979 as amended and supplemented. (To create certain position titles and abolish other titles in the Department of General Services)."

(12 titles)

(Creating and abolishing titles in Department of General Services in compliance with New Jersey Department of Personnel's Title Standardization Program. Salary ranges remain same. Represented by various unions.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-s.

The City Clerk presented Communication from Business Administrator Monteilh, received June 14, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create certain position titles and abolish other titles in the Department of Engineering.)"

(13 titles)

(Creating and abolishing titles in Department of Engineering in compliance with New Jersey Department of Personnel's Title Standardization Program. Salaries remain the same. Represented by various unions.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-t.

The City Clerk presented Communication from Business Administrator Monteilh, received June 14, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977 as amended and supplemented. (To create the title of Chief Community Relations Specialist)."

(Chief Community 1 9/19/86 \$25,579.63 - \$31,092.20

Relations Specialist 1/1/87 26,979.63 - 32,292.20

(35 Hours) 1/1/88 28,328.61 - 34,116.81)

(Ordinance creating title pursuant to Order from Merit System Board retroactive to September 19, 1986. Represented by Newark Council #21, Civil Service Association. Annual fiscal impact - \$35,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-j, on page 10, in the minutes of this meeting.)

8-u.

The City Clerk presented Communication from Business Administrator Monteilh, received June 14, 1988, enclosing proposed "Ordinance amending Title 7A:2-3 (1) Building Subcode, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented revising the fee schedule."

(Adds residential construction permit fee to the City's UCC fee schedule, which was inadvertently left off Ordinance 6-S & F-e, adopted April 20, 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-v.

The City Clerk presented Communication from Business Administrator Monteilh, received June 16, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services', (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the titles of Custodian of Records and Custodian of Records/Microfilm System Supervisor in the Department of Health and Human Services.)"

(Custodian of Records

(35 Hours) 0 \$14,246.01 - \$17,000.48

Custodian of Records/
Microfilm System

Supervisor (35 Hours) 1 \$19,113.73 - \$22,514.60)

(Title change as result of New Jersey Department of Personnel reclassification. Old title is common title. No salary change. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-w.

The City Clerk presented Communication from Business Administrator Monteilh, received June 16, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance establishing medical, dental and prescription health benefits for officials and employees of the City of Newark as herein defined', (6-S & F-d) adopted March 3, 1982, as amended and supplemented. (To adjust health insurance entitlement)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-x.

The City Clerk presented Communication from Business Administrator Monteilh, received June 17, 1988, enclosing proposed "Ordinance approving an amendment to the Urban Renewal Plan for the Old Third Ward Urban Renewal Project N.J.R.-6 (17th Amendment)"

(Generally bounded by Irvine Turner Boulevard on the west, Springfield Avenue on the north, Dr. Martin Luther King, Jr. Boulevard on the East, Clinton and Avon Avenues on the South.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-y.

The City Clerk presented Communication from Business Administrator Monteilh, received June 17, 1988, enclosing proposed "Ordinance approving an amendment to the Urban Renewal Plan for the Central Ward Project N.J.R.-32 (10th Amendment)." (Generally bounded by Bergen Street on the west, Seventeenth Avenue on the north, Irvine Turner Boulevard on the east and Avon Avenue on the south.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-z.

The City Clerk presented Communication from Business Administrator Monteilh, received June 17, 1988, enclosing proposed "Ordinance approving an amendment to the Urban Renewal Plan for the Newark Plaza N.J.R.-58 (10th Amendment)." (Generally bounded by the Passaic River on the east, Edison Place on the south, Mulberry Street and certain properties west of it, on the west, Park Street and Cherry Street on the North.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-ba.

The City Clerk presented Communication from Business Administrator Monteilh, received June 20, 1988, enclosing proposed "Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 138, Lot 1 and City Tax Block 139, Lot 1. (Bellemead-Seton Hall)"
 (1085-1131 Raymond Boulevard)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-k, on page 10, in the minutes of this meeting.)

8-bb.

The City Clerk presented Communication From Business Administrator Monteilh, received June 21, 1988, enclosing proposed "Ordinance amending Ordinance 6-S & F-c, November 3, 1982, 'An ordinance providing for the vacation of Howard Street, as laid out 60 foot in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Mercer Street northerly to the southerly line of Springfield Avenue' by eliminating easement reservation for Public Service Electric and Gas Company and City of Newark for entire width and length of Howard Street and creating easement reservation for small portion of Howard Street for Public Service Electric and Gas Company."
 (Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-l, on page 11, in the minutes of this meeting.)

8-bc.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend Title 27, Zoning, Chapter 8, Certificate of Occupancy required for the Sale, Transfer, Conveyance of Residential Property, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By amending the effective date of said ordinance to January 1, 1989)"
 (Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-u (A.S.), on page 15, in the minutes of this meeting.)

8-bd.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 28, 1988, enclosing proposed "Ordinance authorizing execution of a lease agreement between Jeremiah A. Lott, Landlord and the City of Newark, Tenant, for the leasing of the premises commonly known as 156-166 Wilson Avenue, Block 1007, Lots 1, 5 and 6, for a period of two (2) years, commencing on July 1, 1988 and expiring on June 30, 1990, pursuant to N.J.S.A. 40A:12-5(a)(1)."
 (Traffic and Signals garage on Wilson Avenue - \$48,000. payable in amount of \$4,000. per month for Years 1 and 2)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-be.
(A.S.)

The City Clerk presented Proposed "Ordinance amending Title 4, Alcoholic Beverages, Chapter 2, Licenses, Section 17, One Thousand Foot Rule; Exceptions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By providing the Alcoholic Beverage Control Commission with the discretionary authority to waive the 1,000 foot rule)"
 (Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading and directing the City Clerk to invite Corporation Counsel Grant and Alcoholic Beverage Control Board Executive Secretary Foushee to meet with Members of the Municipal Council at their July 13, 1988 pre-meeting conference was made by President Martinez, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Not Voting: Councilman Rice.

Absent: Councilman Harris.

1308
8-bb.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend Title 15, Chapter 4, Section 14, Health and Sanitation, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To require that air-conditioning be supplied to tenants from May 15th through September 15th)."

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-t (A.S.), on pages 14 and 15, in the minutes of this meeting.)

8-bg.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 29, 1988, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited at All Times, and Section 23:5-5, Parking Limited to Two Hours, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising parking regulations on Bank Street and University Avenue."

(Section 23:5-1 - Parking Prohibited at All Times

Deleting:

Bank Street, south side, from University Avenue to Halsey Street.

University Avenue, east side, from Warren Street to Branford Place.

Adding: Bank Street, south side, from Halsey Street to Washington Street.

University Avenue, east side, from Market Street to Branford Place.

Section 23:5-5 - Parking Limited to Two Hours

Adding:

Bank Street, south side from Washington Street to University Avenue, 9:00

A. M. to 4:00 P. M., except Saturdays and Sundays.

University Avenue, east side, from Warren Street to Market Street, 9:00

A. M. to 4:00 P. M., except Saturdays and Sundays)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-v (A.S.), on pages 15 and 16, in the minutes of this meeting.)

8-bh.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 29, 1988, enclosing proposed "Bond ordinance reappropriating cash balances from previously adopted Water Capital Ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations and transferring \$122,302.28 to the Water Capital Surplus Fund."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-m (A.S.), on page 11, in the minutes of this meeting.)

8-bi.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 29, 1988, enclosing proposed "Bond ordinance providing for various water improvements and appropriating \$6,330,000. therefor and authorizing the issuance of \$6,013,500. bonds or notes of the city for financing the cost of said water improvements and making the down payment therefor authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-n (A.S.), on page 12, in the minutes of this meeting.)

8-bj.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 29, 1988, enclosing proposed "Bond ordinance providing for various general improvements and appropriating \$26,993,000. therefor and authorizing the issuance of \$25,643,000. bonds or notes of the city for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-o (A.S.), on page 12, in the minutes of this meeting.)

8-bk.
(A.S.)

The City Clerk presented Communication From Business Administrator Monteilh, received June 29, 1988, enclosing proposed "Bond ordinance reappropriating cash balances from previously adopted capital ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations in the amount of \$6,845,999.70, and transferring \$5,362,226.70 to the Capital Surplus Fund and appropriating \$5,107,062. from the Capital Surplus Fund to the purpose set forth herein, for various capital improvements authorized or to be authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey, and amending certain ordinances to reflect such increased appropriation; and amending a bond authorization and transferring the \$74,200. down payment to the Capital Improvement Fund."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-p (A.S.), on pages 12 and 13, in the minutes of this meeting.)

8-bl.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 29, 1988, enclosing proposed "Bond ordinance authorizing the appropriation of a sum not to exceed \$23,000,000. and authorizing the issuance of refunding bonds or notes of the City of Newark, New Jersey, in a principal amount not to exceed \$23,000,000. in and for the City of Newark, in the County of Essex, State of New Jersey, to refund in full or in part the outstanding balance of general improvement bonds and water bonds of the city, to authorize the execution of a refunding agreement to provide for the purchase of obligations of the United States of America to redeem in full or in part such outstanding balance and to finance the cost of issuing such refunding bonds on behalf of the City and to provide for the issuance of such refunding bonds."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-q (A.S.), on page 13, in the minutes of this meeting.)

8-bm.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor,' (6-S & F-f) adopted May 4, 1977, as amended and supplemented."

(Receptionist, Food Service

Worker (35 Hours)

6/27/88

\$25,825.82 - \$25,825.82)

(Title change with no increase in Salary per Civil Service reclassification)

(For action on this item, see Ordinance 6-F-r (A.S.), on page 14, in the minutes of this meeting.)

8-bn.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 29, 1988, enclosing proposed "Ordinance accepting an easement from Schuyler Heights, Inc. on real property commonly known as Schuyler Heights, also known as Block 261, Lot 1 in the Township of Cedar Grove and Block 235, Lot 1 in the Township of Little Falls."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-s (A.S.), on page 14, in the minutes of this meeting.)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

Communication from Business Administrator Monteilh, received May 10, 1988, enclosing proposed "Ordinance to amend and supplement Title 2, Administration, Chapter 7, Department of Finance, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By establishing a Division of Tax Abatement and Special Tax)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Monteilh, Finance Director Jean and Corporation Counsel Grant met with Council June 29, 1988)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first-reading was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

9-b.

Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the titles of Deputy Municipal Emergency Management Coordinator and Line Worker Helper, Fire in the Department of Fire)."

(Deputy Municipal Emergency

Management Coordinator (1) 1/1/88 \$35,320.90 - \$42,932.89

Line Worker Helper 1/1/88 14,781.90 - 17,349.37)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. One title in Management Class and other represented by Newark Council #21, "Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

9-c.

Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey' (6-S & F-bf) adopted November 22, 1966. (To create the titles of Line Worker and Supervising Line Worker and to abolish the titles of Lineman and Lineman, Foreman in the Department of Fire)."

(Line Worker (11) 1/1/88 \$25,500.00 - \$31,728.32

Supervising

Line Worker (2) 1/1/88 \$29,913.94 - \$31,054.46 - \$32,189.02)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. Represented by Firemen's Mutual Benevolent Association Local No. 4 and I.A.F.F. Professional Fire Officers Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

9-d.

Communication from Business Administrator Monteilh, received May 20, 1988, enclosing proposed "Ordinance amending Ordinance 6-S & F-g, adopted on June 3, 1987, authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c, for year 1987 on property owned by Mount Calvary Independent Holy Church located at 90-96 Holland Street, Block 304, Lot 1, Newark, New Jersey." (\$12,915.24 including applicable fees and interest for 1987 was omitted from original ordinance)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 13, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

9-e.

Communication from His Honor, Mayor Sharpe James, received June 7, 1988, appointing, subject to confirmation, Mr. Martin L. Hofler, 102 Oakland Terrace, Newark, New Jersey, as a Commissioner of the Newark Parking Authority for term commencing upon confirmation and expiring October 20, 1988.

(Fill unexpired portion of term of Dr. Richard D. Marshall who resigned March, 1988)

(Copy of communication submitted to each Member of the Council)
(Mr. Hofler met with Council June 29, 1988)

A motion to confirm the nomination of Mr. Martin L. Hofler, as a Commissioner of the Newark Parking Authority for term commencing upon confirmation and expiring October 20, 1988 was made by Councilman Rice, seconded by President Martinez.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: This nomination is confirmed.

9-e-1.

Communication from His Honor, Mayor Sharpe James, received June 7, 1988, appointing, subject to confirmation, Mr. Donald LaGuardia, 11 Gressinger Road, Wayne, New Jersey, as a Commissioner of the Newark Parking Authority for term commencing upon confirmation and expiring October 20, 1990.

(Succeeding the late Mr. Morris.)

(Copy of communication submitted to each Member of the Council)
(Mr. LaGuardia met with Council June 29, 1988)

A motion to confirm the nomination of Mr. Donald LaGuardia, as a Commissioner of the Newark Parking Authority for term commencing upon confirmation and expiring October 20, 1990 was made by Councilman Rice, seconded by President Martinez.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: This nomination is confirmed.

9-e-2.

Communication from His Honor, Mayor Sharpe James, received June 7, 1988, appointing, subject to confirmation, Dr. Joseph Santiago, 132 Van Buren Street, Newark, New Jersey, as a Commissioner of the Newark Parking Authority for term commencing upon confirmation and expiring October 20, 1992.

(Copy of communication submitted to each Member of the Council)
(Dr. Santiago met with Council June 29, 1988)

A motion to confirm the nomination of Dr. Joseph Santiago, as a Commissioner of the Newark Parking Authority for term commencing upon confirmation and expiring October 20, 1992 was made by Councilwoman Villani, seconded by President Martinez.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: This nomination is confirmed.

9-e-3.

Communication from His Honor, Mayor Sharpe James, received June 7, 1988, appointing, subject to confirmation, Dr. Ira Kuperstein, 72 St. John's Avenue, Mount Tabor, New Jersey, as a Commissioner of the Newark Parking Authority for term commencing upon confirmation and expiring October 20, 1991.

(Copy of communication submitted to each Member of the Council)

A motion directing the City Clerk to return this communication to Administration was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

Councilman Payne, through the chair, directed the City Clerk to request the Director of Health and Human Services and the Manager of Environmental Health to submit a status report on the Rat and Pest Control Unit.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from May 21, 1988 to June 20, 1988.

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Bridget's Church	9792
Holy Name Society of Sacred Heart Church, Vailsburg	9799 (Amended)
Immaculate Conception Church	9851 (Amended)
Immaculate Conception Church General Committee	9852 (Amended)
Shamrock Friendship Club of St. Patrick's Pro-Cathedral	9872 (Amended)
St. Francis Xavier Roman Catholic Church	9883 (Amended)
Parent Association of St. Benedict Elementary School	9895 (Amended)
St. Benedict Booster Club	9896 (Amended)
St. Benedict Church	9897 (Amended)
St. Michael's Church	9918 (Amended)
St. Casimir's Parochial School Parent Teachers Association	9934
Combined Societies of St. Patrick's Pro-Cathedral	9935
Sacred Heart Home/School Association	9937
St. Antoninus Church	9938

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Queen of Angels Catholic Church	9928
St. Stanislaus Roman Catholic Church	9929
Church of Our Lady of Good Counsel	9930
Planned Parenthood Essex County	9931
St. James A.M.E. Church	9932
St. Casimir Parent Teachers Association	9933
Ironbound Educational and Cultural Center	9936
St. Casimir's Roman Catholic Church	9939

June 29, 1988

1313

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

ADJOURNMENT.

12-a.


A motion to adjourn the meeting was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.


Absent: Councilman Harris.

This meeting adjourned at 12:15 A.M., Thursday, June 30, 1988.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, July 13, 1988

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:20 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Councilman Ralph T. Grant, Jr.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Michelle Hollar-Gregory, Intergovernmental Liaison Officer Joseph Bradley, Legislative Research Officers John Nulty, Elmer Herrmann and Tom Jones, Public Relations Consultants Edna Bailey and Carol Patterson, Lieutenant Detective James Reed, and Lieutenant Raymond Gilhooley, Sergeants-at-Arms.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented Copy of Minutes of Meeting of Executive Session of the Meeting of the Board of Trustees of the Newark Public Library, held May 25, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 4-b. The City Clerk presented Copy of Minutes of Meeting of the Board of Trustees of the Newark Public Library, held May 25, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 4-c. The City Clerk presented Copy of Minutes of Meeting of Executive Session of the Special Meeting of the Board of Trustees of the Newark Public Library, held June 13, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 4-d. The City Clerk presented Copy of Minutes of Special Meeting of the Board of Trustees of the Newark Public Library, held June 13, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

2

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.

(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to consider at this time Resolutions 7-R-cn, May 3, 1988, 7-R-bq, on this agenda and 7-R-dj, June 29, 1988 was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Resolution recognizing and commending Newark Police Officers Michael Knight, Ulysses Whetstone, Mark Santiago, Carlos Ruiz and Newark residents David Sudden and Andre McQuire for their exemplary display of courage and valor during an incident which occurred on April 18, 1988. (7-R-cn, May 3, 1988)

Councilman Rice read and presented, on behalf of the Members of the Municipal Council, suitably inscribed resolutions to Messrs. Knight, Whetstone, Santiago, Ruiz, Sudden and McQuire.

Officer Michael Knight, on behalf of the Police Officers, thanked the Members of the Municipal Council for this honor.

7-R-bq.

Resolution recognizing and commending five Newark police Officers, Captain John Mosca, Commander of the Narcotics Bureau, Detective Sergeant George Bagnall, and Detectives James Stewart, Kevin Schneider and Mario Genzone for assisting in the apprehension of two suspects who were in possession of illicit drugs.

Councilman Rice read and presented, on behalf of the Members of the Municipal, suitably inscribed resolutions to Messrs. Mosca, Bagnall, Stewart, Schneider and Genzone.

Captain Mosca, on behalf of the Police Officers, thanked the Members of the Municipal Council for honoring them in this fashion.

Resolution recognizing and commending Mr. William T. Whalen on his retirement as an Administrative Officer for the Newark Fire Department. (7-R-dj, June 29, 1988)

Councilman Rice read and presented, on behalf of the Members of the Municipal Council, suitably inscribed resolution to Mr. Whalen.

Mr. Whalen thanked the Members of the Municipal Council for bestowing this honor on him.

July 13, 1988

6-F-b.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto. (To create the title of Chief Clerk and to abolish the titles of Administrative Officer, Police Department and Administrative Officer, Police in the Department of Police.)

(Chief Clerk

(35 Hours) (1) \$27,049.65 - \$32,562.01)

(Creating title of Chief Clerk and abolishing titles of Administrative Officer, Police and Administrative Officer, Police Department. Title of Administrative Officer is no longer a recognized Civil Service Title. No salary change. Represented by Newark Council #21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-c.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey," (6-S & F-y) adopted November 22, 1966 as amended and supplemented (To create the title of Legal Analyst, Police Department and to abolish the title of Legal Analyst.)

(Legal Analyst, (1) 1/1/88 \$45,123.09 (Flat)

Police Department (40 Hours 1/1/89 47,023.09 (Flat))

(Creating title Legal Analyst, Police Department and abolishing title of Legal Analyst in the Department of Police. No salary change. Represented by Superior Officers Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-d.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Senior Planner, Environmental in the Department of Engineering.)

(Senior Planner, Environmental (35 Hours) (1) \$24,491.68 - \$29,452.83)

(Creating title Senior Planner, Environmental due to New Jersey Department of Personnel Reclassification. Old title is common title. Fiscal impact approximately \$1,000. per year. Represented by Newark Council #21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

400

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A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-e.

The City Clerk read An ordinance to amend and supplement Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Article 28, Newark Landmarks and Historic District Commission, Section 18, et seq., of the Revised Ordinances of the City of Newark, New Jersey, (1966) as amended and supplemented (By conforming R.O. 2:2-138, et seq., to the requirements of P.L. 1985, Ch. 516).

(Amendment necessitated due to recent amendments in Municipal Land Use Law wherein State Legislature established procedures and methodologies for establishment of a historic preservation commission and ways of identifying historic buildings.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

6-F-f.

The City Clerk read An ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2849, Lot(s) 1, 3, 14, 15, 48 & 49 (320-332 Orange Street).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-g.

The City Clerk read An ordinance to amend Ordinance 6-S & F-b, January 20, 1988 entitled, "An ordinance to regulate burglar and robbery alarm systems and devices in the City of Newark," of the Revised Ordinances of the City of Newark, as amended and supplemented, by correcting Chapter 3A-1, et seq., of Title 17 to Chapter 3B-1, et seq.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-h.

The City Clerk read An ordinance amending Title 2 of Administration, Chapter 2, Office of the Mayor and Agencies of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented (By re-establishing the Senior Citizen Commission).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-i.

The City Clerk read An ordinance amending Title 13A, Administration and Regulation of Solid Waste, Chapter 7, Brush, Weeds, Waste Matter and Debris, Section 13A: 7-2, Notice to Owner or Tenant to Remove, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: Councilman Carrino, President Martinez.

Temporary President Harris: The yeses are seven, the noes are none and two absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-j.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Chief of Water Quality in the Department of Engineering).

(Chief of Water Quality

(35 Hours) 1 \$23,566.04 - \$28,328.61)

(Change in title due to New Jersey Department of Personnel reclassification. Old title is common title. Represented by Newark Council #21, Civil Service Association. Fiscal impact for 1988-\$1,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-k.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977, as amended and supplemented. (To create the titles of Chaplain, Part Time and Chief Clerk and abolish the title of Administrative Officer, Fire in the Department of Fire).

(Chaplain, Part Time
(10 Hours) 1 \$5,000. (Flat)

Chief Clerk (Dept.)
(35 Hours) 1 \$27,049.65 - \$32,562.01)

(Creating two titles in Fire Department and abolishing one title. Represented by Newark Council #21, Civil Service Association. Salary of Chief Clerk is lower than present title and Chaplain, Part Time is replacing one full time Chaplain.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-l.

The City Clerk read Proposed "Ordinance designating the North District Police Precinct at 1-17 Lincoln Avenue as the "Anthony J. Giuliano Memorial Building."

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani.

Councilman Branch, through the Chair, directed the City Clerk to invite Business Administrator Monteilh, Director of Engineering Zach and Director of General Services Lopez to meet with the Council at a future conference to discuss the dedication and upgrading of buildings thereof.

The motion was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-m.

The City Clerk read An ordinance amending Ordinance 6-S & F-i adopted April 6, 1988 authorizing the cancellation of taxes, interest and penalties, pursuant to N.J.S.A. 54:4.6c, for the year 1986 on property owned by Primera Iglesia Pentecostal Faro De Luz, located at 777-783 Broadway, Block 772, Lots 21 & 24, Newark, New Jersey (correcting the address for Lot 24 and including the 1986 tax amount for said lot).

(\$2,546.21 including applicable fees and interest)

(Copy of ordinance and correspondence submitted to each Member of the Council)

July 13, 1988

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-n.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance approving a \$5,000. Death Benefit and a \$10,000. Accidental Death and Dismemberment Benefit for Certain Employees under sixty-five (65) years of age: a \$1,500. Death Benefit for Certain Employees age sixty-five (65) and over: a \$1,500. Death Benefit for Eligible Retirees, at any age, with fifteen years of service with the City of Newark", (6-S & F-i) adopted April 20, 1977 as amended and supplemented (To adjust life insurance entitlement).
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-o.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979 as amended and supplemented. (To create certain position titles and abolish other titles in the Department of General Services).

(12 titles)

(Creating and abolishing titles in Department of General Services in compliance with New Jersey Department of Personnel's Title Standardization Program. Salary ranges remain same. Represented by various unions.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-p.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create certain position titles and abolish other titles in the Department of Engineering.)

(13 titles)

(Creating and abolishing titles in Department of Engineering in compliance with New Jersey Department of Personnel's Title Standardization Program. Salaries remain the same. Represented by various unions.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

July 13, 1988

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-q.

The City Clerk read An ordinance amending Title 7A:2-3 (1) Building Subcode, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented revising the fee schedule.

(Adds residential construction permit fee to the City's UCC fee schedule, which was inadvertently left off Ordinance 6-S & F-e, adopted April 20, 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-r.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services", (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the titles of Custodian of Records and Custodian of Records/Microfilm System Supervisor in the Department of Health and Human Services.)

(Custodian of Records		
(35 Hours)	0	\$14,246.01 - \$17,000.48

Custodian of Records/
Microfilm System

Supervisor (35 Hours)	1	\$19,113.73 - \$22,514.60)
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(Title change as result of New Jersey Department of Personnel reclassification. Old title is common title. No salary change. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-s.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance establishing medical, dental and prescription health benefits for officials and employees of the City of Newark as herein defined", (6-S & F-d) adopted March 3, 1982, as amended and supplemented. (To adjust health insurance entitlement)

(Copy of ordinance and correspondence submitted to each Member of the Council)

July 13, 1988

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-t.

The City Clerk read An ordinance approving an amendment to the Urban Renewal Plan for the Old Third Ward Urban Renewal Project N.J.R-6 (17th Amendment) (Generally bounded by Irvine Turner Boulevard on the west, Springfield Avenue on the north, Dr. Martin Luther King, Jr. Boulevard on the East, Clinton and Avon Avenues on the South.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-u.

The City Clerk read An ordinance approving an amendment to the Urban Renewal Plan for the Central Ward Project N.J.R.-32 (10th Amendment). (Generally bounded by Bergen Street on the west, Seventeenth Avenue on the north, Irvine Turner Boulevard on the east and Avon Avenue on the south.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

President Martinez: The yeses are nine the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-v.

The City Clerk read An ordinance approving an amendment to the Urban Renewal Plan for the Newark Plaza N.J.R.-58 (10th Amendment).

(Generally bounded by the Passaic River on the east, Edison Place on the south, Mulberry Street and certain properties west of it, on the west, Park Street and Cherry Street on the North.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-w.

The City Clerk read An ordinance authorizing execution of a lease agreement between Jeremiah A. Lott, Landlord and the City of Newark, Tenant, for the leasing of the premises commonly known as 156-166 Wilson Avenue, Block 1007, Lots 1, 5 and 6, for a period of two (2) years, commencing on July 1, 1988 and expiring on June 30, 1990, pursuant to N.J.S.A. 40A:12-5(a)(1).

(Traffic and Signals garage on Wilson Avenue - \$48,000. payable in amount of \$4,000. per month for Years 1 and 2)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

6-F-x.

The City Clerk read An ordinance amending Title 4, Alcoholic Beverages, Chapter 2, Licenses, Section 17, One Thousand Foot Rule; Exceptions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By providing the Alcoholic Beverage Control Commission with the discretionary authority to waive the 1,000 foot rule)

(Copy of ordinance submitted to each Member of the Council)

(Assistant Corporation Counsel Mrozick and Executive Secretary Foushee, ABC Board met with the Council July 13, 1988)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

At a later time in the meeting, after Resolution 7-R-b1, Councilman Rice requested his vote be changed from the affirmative to not voting.

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Not Voting: Councilmen Carrino, Rice.

President Martinez: The yeses are seven, the noes are none and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

July 13, 1988

- y. The City Clerk read An ordinance to amend and supplement Title 2, Administration, Chapter 7, Department of Finance, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By establishing a Division of Tax Abatement and Special Tax).
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Montelth, Corporation Counsel Grant and Director of Finance Jean met with the Council June 29, 1988)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilman Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- z. The City Clerk read An ordinance amending Ordinance 6-S & F-g, adopted on June 3, 1987, authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c, for year 1987 on property owned by Mount Calvary Independent Holy Church located at 90-96 Holland Street, Block 304, Lot 1, Newark, New Jersey.
(\$12,915.24 including applicable fees and interest for 1987 was omitted from original ordinance)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

A motion to consider Item 8-o (A.S.), on Ordinances on First Reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- F-ba. The City Clerk read An ordinance to amend Title 8, Businesses and Occupations; i.S.) Chapter 2, Automobile Parking Lots Open to the General Public; Section 11, Signs; Paragraph (a) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.
(Requires licensee to provide address and telephone number)
(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

A motion to consider Item 8-p (A.S.) on Ordinances on First Reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

July 13, 1988

6-F-bb.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Newark Municipal Council and establishing salaries therefor," adopted May 4, 1977 (6-S & F-f) and "An ordinance creating permanent positions in the Office of the City Clerk and establishing salaries therefor," adopted May 4, 1977 (6-S & F-e) and amendments thereto. (To create the title and salary range for Student Assistant (College Intern Program) in the Office of the Municipal Council and City Clerk)

(Student Assistant
(College Intern Program)
(Unscheduled Hours) \$7.00 - \$7.00)
(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

A motion to consider Item 8-q (A.S.), on Ordinances on First Reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-bc.
(A.S.)

The City Clerk read An ordinance of the City of Newark conveying to the Newark Redevelopment and Housing Authority property at 45-51 Bruce Street, Block 426, Lot 9, for the nominal fee of one dollar (\$1.00) N.J.S.A. 40A:12-13 (b) (1).
(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 3, 1988.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Pb, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.

July 13, 1988

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances, of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Blanchard Street, east side, beginning at the northerly curblane of Raymond Boulevard extending 600 feet northerly therefrom.

Blanchard Street, west side, beginning at the northerly curblane of Raymond Boulevard to its northerly terminus.

and by adding thereto:

Blanchard Street, both sides, beginning at the northerly curblane of Raymond Boulevard, and ending 450 feet from its northerly terminus.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-2, 23:5-4, and 23:5-6, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on street parking regulation on Ferry Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Ferry Street:
From Raymond Plaza East to Merchant Street
North side, from 7 a.m. to 9 a.m., except
Saturdays and Sundays
South side, from 9 a.m. to 11 a.m. except
Saturdays and Sundays

and by adding thereto:

Ferry Street
From Raymond Plaza East to Merchant Street
Both sides, from 7 a.m. to 9:30 a.m., Monday
through Friday.

Section 2. That Section 23:5-4, Parking Limited to One Hour, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Ferry Street:
From Raymond Plaza East to Merchant Street
North side, from 9 a.m. to 4 p.m.
South side, from 11 a.m. to 6 p.m.

and by adding thereto:

Ferry Street:
From Raymond Plaza East to Merchant Street
Both sides, from 9:30 a.m. to 6 p.m., except Sundays.

Section 3. That Section 23:5-6, Stopping or Standing Prohibited at Certain Times, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Ferry Street
From Raymond Plaza East to Merchant Street
South side, from 7 a.m. to 9 a.m., except Saturdays and Sundays
North side, from 4 p.m. to 6 p.m., except Saturdays and Sundays.

Section 4. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 6. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 2, Administration Chapter 4, General Administration, Section 12: Effect of dishonored checks given in payment of a license fee, permit fee, taxes, service or any other municipal charge, suspension until payment of additional charges of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By increasing the amount charged for dishonored checks).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

*Section 1: Title 2, Administration Chapter 4, General Administration,
Section 12: Effect of dishonored checks given in payment of a license fee,
permit fee, taxes, service of any other Municipal Charge, suspension until
payment of additional charges, Paragraph (b) of the Revised Ordinances
of the City of Newark, New Jersey, 1966 as amended and supplement, be
and is hereby amended in its entirety to read as follows:*

- (b) The issuance of a municipal license or permit or rendering a municipal service is and shall be conditioned upon an additional charge for any check given therefore which is dishonored by the bank upon which it is drawn for being irregular as to signature or otherwise or for lack of an account there at or insufficient funds for payment. The amount of such charge shall be \$25.00 for any one check.*

Section 2: This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 2, Administration, New Chapter, Department of Development, Ordinances 6-S & F-1 (S-1), adopted July 16, 1986 and 6-S & F-f, adopted January 21, 1987 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By establishing two Financial Assistance Programs with the Division of Economic Development.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, pursuant to Ordinances 6S&FL(S-1) 071686 and 6S&FF 012187, the Municipal Council established the administrative department known as the Department of Development; and

WHEREAS, the Department of Development includes, inter alia, a Division of Economic Development which is charged with the responsibility of administering all programs to encourage the construction, reconstruction of commercial and industrial property and to stimulate development within the City; and

WHEREAS, the City of Newark through its Division of Economic Development is prepared to establish two (2) economic programs designed to assist and expand the opportunities for Newark based businesses, store owners and individuals to successfully compete in the private marketplace; and

WHEREAS, the program will be particularly beneficial to minority entrepreneurs and businesses operating in the greater Newark area.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1. Section 5 of Ordinance 012187 which amends and supplement Title 2, Administration, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, be and the same is hereby amended to read in its entirety as follows:

Section 5.

- a. There shall be within the Department of Development, a Division of Economic Development, the head of which shall be the Manager, Division of Economic Development.
- b. The Division of Economic Development, under the supervision of the Director of Development, shall have the following duties:
 1. Administer all programs established by the City to encourage the construction, reconstruction or rehabilitation of commercial and industrial property.
 2. Provide such other assistance as is proper and necessary to permit and encourage the development of real property for commercial and industrial purposes in a manner which is consistent with general law and local ordinance.

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DIRECT LOAN PROGRAM AND REVOLVING LOAN PROGRAM

1. The Division of Economic Development is authorized to establish two (2) financial assistance programs entitled "Direct Loan Program and the "Revolving Loan Program". The selection criteria and regulations for participants in either program shall be established by the Division. A copy of said regulations and any subsequent amendments thereto shall be placed on file with the City Clerk by the Manager of the Division.

2. The Director of the Department of Development is authorized to enter into contracts with qualified borrowers upon their demonstration of financial capability and compliance with all other terms and regulations established by the Division of Economic Development. The contracts shall be attested by the City Clerk and approved as to legality and form by the Corporation Counsel.

3. The Director of the Department of Development shall provide the Municipal Council with an annual report identifying:

- a. the number of loans made;
- b. the amount of said loan;
- c. the areas and types of businesses provided such loan; and
- d. the number of minority benefits for such loans.

SECTION 2. Any ordinance or part thereof which is inconsistent herewith be and is hereby repealed.

SECTION 3. This ordinance shall take effect after final passage and publication as provided by law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

i-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey" (6-S & F-bf) adopted November 22, 1966. (To create the position title of Supervising Fire Protection Inspector.)

(New title created in Fire Department as per Stipulation of Settlement of New Jersey Superior Officers. Fiscal Impact-\$3,500. per year.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey," (6s&Fbf) adopted November 22, 1966 and amendments thereto, be and the same is hereby amended to create the following position title:

POSITION

Supervising
Fire Protection
Inspector (1) 1/1/89 \$33,328.07 - \$34,468.60 - \$35,604.63
5051

SECTION 2. The title herein shall become effective October 1, 1987.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To establish the salary range for Student Assistant (College Intern Program) in the Municipal Courts.)

(Creating title of Student Assistant in Municipal Courts in accordance with City's College Intern Program. No additional funds will be required and will be funded from existing unexpended salary lines. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(c) of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, as amended and supplemented be amended to establish the salary range as follows:

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(c) Municipal Courts

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Student Assistant (College Intern Program) (Unscheduled Hours) 38907	6/1/88	\$ 7.00 (per hour)	\$ 7.00 (per Hour)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, annual minimum or annual maximum salary which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to repeal Ordinance 6-S & F-k, adopted May 3, 1988 and to amend an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto. (To create the title of Parking Enforcement Officer and to abolish the title of Parking Violations Officer in the Department of Police.)

(Ordinance repealing ordinance previously adopted May 3, 1988 due to error in number of hours and again creating title of Parking Enforcement Officer and abolishing Parking Violations Officer with correct hours. No salary change. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. An Ordinance entitled "An Ordinance to amend an Ordinance entitled, 'Ordinance creating positions in the Department of Police (non-uniformed) and establishing salaries therefor,'" (6-S & F-k) adopted May 3, 1988, is hereby repealed.

SECTION 2. Section 1 of an Ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&Fk) adopted May 4, 1977, as amended and supplemented be supplemented to create the following title:

POSITIONS

Parking Enforcement Officer 7305 (40 Hrs.)	4	\$14,533.23 - \$17,052.62
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SECTION 3. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITIONS

Parking Violations Officer
2622 (40 Hours.)

SECTION 4. The title established herein shall become effective May 2, 1988.

SECTION 5. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 6. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing conveyance of Parcel 50A and E50B, A.K.A. Block 402, Lot 11, Fredon Township and Block 4306, Lot 2, Stillwater Township to the State of New Jersey, Department of Transportation.

(Offer made to City of Newark pursuant to appraisal of \$500. for temporary easement of parcel 50A; \$1,000. for fee taking and \$1,200. for permanent slope easement of parcel E50B by Department of Transportation.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Department of Transportation of the State of New Jersey (hereinafter, Department of Transportation) is entrusted by law with the general public power of regulating access and maintenance of highways, bridges, streets and roads; and

WHEREAS, the Department of Transportation is conducting a bridge improvement project that impacts on lands owned by the City of Newark; and

WHEREAS, the Department of Transportation has requested the City of Newark convey certain rights to said properties listed on Exhibit A to the Department of Transportation for a price set by appraisals attached hereto as Exhibit B; and

WHEREAS, the properties are identified as 50A and is a portion of an abandoned railroad (New York, Susquehanna and Western) with 67 f.f. along the Easterly side of West End Drive, with intermittent frontage along S. Shore Terrace containing 10.47 acres. It is designated as Block 402, Lot 11 in Fredon Township and Block 4306, Lot 2 in Stillwater Township; and

WHEREAS, the other property is identified as E50B and is a portion of an abandoned railroad (New York, Susquehanna and Western) with 53 f.f. along the Westerly side of West End Drive, approximately 1,650 f.f. along Kohlbocker Road containing 3.58 acres. It is designated as Block 1601, Lot 17 Fredon Township and Block 3806, Lot 2 in Stillwater Township; and

WHEREAS, both properties are owned by the City of Newark for possible use as a pipeline corridor; and

WHEREAS, the Department of Transportation has requested the City to convey a temporary construction easement of parcel 50A along the most Northerly 24' of West End Drive frontage by a depth of 15' containing 375 square feet in order to remove the superstructure of an existing railroad bridge; and

WHEREAS, the Department of Transportation also requested the City to convey a rectangular parcel of E50B along the entire West End Drive frontage by a maximum depth of 32' containing 1,708 square feet and a permanent slope easement along the entire width of the tract parallel to West End Drive by a maximum penetration of 60' containing 4,728 square feet; and

WHEREAS, an offer has been made to the City of Newark, pursuant to appraisal of \$500.00 for the temporary easement of parcel 50A; \$1,000.00 for the fee taking and \$1,200.00 for the permanent slope easement of parcel E50B by the Department of Transportation; and

WHEREAS, parcel 50A and E50B also known as Block 402, Lot 11 in Fredon Township and Block 4306, Lot 2 in Stillwater Township are not needed for a public purpose by the City of Newark.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. The City of Newark convey to the Department of Transportation, a body corporate and politic of the State of New Jersey, a temporary easement for construction of parcel 50A and a fee taking of 1708 square feet of parcel E50B and a permanent slope easement of 4728 square feet of parcel E50B.

2. The Director of the Department of Development be and is hereby authorized to execute any and all documents and/or bargain and sale deeds conveying the properties listed on Exhibit A to the Department of Transportation of the State of New Jersey.

3. The Deeds and other documents shall be approved as to form and legality by the Corporation Counsel and attested and acknowledge by the City Clerk.

4. The subject properties are not required for public purposes.

5. The Director of Finance be and is hereby authorized to receive proceeds of sale and to deposit same in the redevelopment trust account.

6. A copy of the executed deed shall be placed on file in the office of the City Clerk by the Department of Development.

7. This Ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented. (To create the title of Chief Community Relations Specialist).

(Ordinance creating title pursuant to Order from Merit System Board retroactive to September 19, 1986. Represented by Newark Council #21, Civil Service Association. Annual fiscal impact - \$35,000.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6S&FC) adopted May 4, 1977, as amended and supplemented, be amended to create the following title:

(a) OFFICE OF THE MAYOR AND AGENCIES

POSITION

Chief Community	1	9/19/86	\$25,579.63 - \$31,092.20
Relations Specialist		1/1/87	26,979.63 - 32,492.20
1107 (35 Hrs.)		1/1/88	28,328.61 - 34,116.81

SECTION 2. The hereinabove position title shall become effective September 19, 1986.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 138, Lot 1 and City Tax Block 139, Lot 1. (Bellemead-Seton Hall)
(1085-1131 Raymond Boulevard)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Municipal Council, City of Newark, New Jersey, by Resolution 7RT adopted on July 10, 1961 did determine that City Tax Block 138, Lot 1 and City Tax Block 139, Lot 1, (hereinafter called the "Area") is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.), as amended and supplemented; and

WHEREAS, the Central Planning Board, City of Newark, New Jersey, has considered and did approve a Redevelopment Plan for the Area on June 6, 1988, a copy of which is annexed hereto (the "Redevelopment Plan"); and

WHEREAS, the Redevelopment Plan complies with the requirements of all applicable state and Federal statutes and regulations promulgated thereunder; and

WHEREAS, the said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

SECTION 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

SECTION 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provision of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

SECTION 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body and, accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

SECTION 5. That development activity pursuant to the Redevelopment Plan shall only be related to City Tax Block 138, Lot 1, and City Tax Block 139, Lot 1, and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

SECTION 6. That the Redevelopment Plan for the Area, having been duly reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-c, November 3, 1982, "An ordinance providing for the vacation of Howard Street, as laid out 60 foot in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Mercer Street northerly to the southerly line of Springfield Avenue' by eliminating easement reservation for Public Service Electric and Gas Company and City of Newark for entire width and length of Howard Street and creating easement reservation for small portion of Howard Street for Public Service Electric and Gas Company.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, by Ordinance of the Municipal Council 6S & FC adopted on November 3, 1982, the vacation of Howard Street as laid out 60 feet in width on the Map of the Commissioners to layout streets, avenues, and squares, extending from the northerly line of Mercer Street northerly to the southerly line of Springfield Avenue was authorized; and

WHEREAS, said Ordinance reserved to Public Service Electric and Gas Company and to the City of Newark the right of entry and easement for the entire length and total width of said street to be vacated for the purpose of relaying, rebuilding, reconstructing, or maintaining their respective electric, water and sewer utilities and appurtenances thereto, now or to be laid within the lines of Howard Street; and

WHEREAS, said City of Newark Water and Sewer Utilities will be relocated with no detrimental affects to the system and will not require an easement; and

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WHEREAS, Public Service Electric and Gas Company will not require an easement reservation for their electric utility for the entire length and total width of Howard Street but will now require an easement reservation for their electric utility on only a small portion of Howard Street.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 1 of Ordinance 6S & FC adopted on November 3, 1982 is hereby amended to read as follows: That all that portion, part and parcel of Howard Street, as laid out 60 foot in width on the Map of the Commissioners to layout streets, avenues, and squares, extending from the northerly line of Mercer Street northerly to the southerly line of Springfield Avenue, shall be vacated as a public street or right-of-way, however, reserving to the Public Service Electric and Gas Company the right of entry and easement for a portion of the vacated Howard Street for the purpose of relaying, rebuilding, reconstructing, or maintaining their electric utilities and appurtenances thereto, now or to be laid, within the above described easement reservation. The erection, construction, or placing of any building vault or structure upon or within the above reservation which will interfere with the laying, relaying, rebuilding, reconstructing or maintaining of existing or additional electric utilities and their appurtenances is prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof, and a copy of which map, known and designated as Map No. A-1543, dated June 15, 1988 is on file in the office of the Director, Department of Engineering.

Section 2. This Ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond ordinance reappropriating cash balances from previously adopted Water Capital Ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations and transferring \$122,302.28 to the Water Capital Surplus Fund.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. Pursuant to the Local Bond Law and the Local Budget Law of the State of New Jersey, including N.J.S.A. 40A:2-39, the City of Newark, County of Essex, State of Jersey (hereinafter the "City") hereby determines that \$122,302.28 of water capital appropriations including bond proceeds as hereinafter set forth, are not necessary for the purposes set forth in the ordinances authorizing said appropriations and that it is in the best interests of the City to reappropriate and use said funds to finance the cost of other water system purposes for which bonds may be issued. Further, the description and the authorization for the acquisition, construction and/or installation of the projects and improvements are hereby reappropriated and amended as set forth hereinafter in Section 2 of this ordinance.

SECTION 2. The authorizations and appropriations in the amount of \$122,302.28, including bond proceeds, for the water system improvements hereinafter set forth are hereby cancelled and transferred to the Water Capital Surplus Fund (provided said funds are used for another project or projects for which bonds may be issued and used), as follows:

<u>Project Number (former code no.)</u>	<u>Project Description (and Prior Ordinance)</u>	<u>Total Current Authori- zation</u>	<u>Cash Balance to be Cancelled</u>	<u>Revised Authorization</u>
690A	State Improvement Route 22 Dunker Pond Reservoir 6S + FF 4/16/69	\$ 26,677	\$ 1,070	\$ 25,607
750A	Reconstruction of Laboratory Building Roofs 6S + FO 10/06/76	\$ 22,630	\$ 22,630	\$ - 0 -

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790A	Reconstruction of 6 inch Water Main 6S + Fi 12/19/79	\$ 65,000	\$ 65,000	\$ - 0 -
790B	Replacement of Water Mains in Various Locations throughout City 6S + Fi 12/19/79	\$300,000	\$ 8,330.91	\$291,669.09
790C	Installation of Water Main along McCarter Highway - Verona Avenue 6S + Fi 12/19/79	\$ 65,000	\$10,505.04	\$ 54,494.96
790D	High Pressure Water Service to 189 Frelinghuysen Avenue 6S + Fi 12/19/79	\$ 11,000	\$ 11,000	\$ - 0 -
810A	Installation of Water Main Along McCarter Highway 6S + FG 12/07/81	\$170,000	\$ 3,566.33	\$166,433.67
810B	Construction of Recreation Facility at Echo Park Lake 6S + FU 9/15/82	\$250,000	\$ 200.00	\$ 249,800
Total:		\$910,307	\$ 122,302.28	\$ 788,004.72

SECTION 3. The water capital budget of the City of Newark is hereby amended to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended water capital budget and water capital program as approved by the Director of the Division of Local Government Services is on file with the City Clerk and is available for public inspection.

SECTION 4. To the extent that any previous resolution or ordinance is inconsistent with or contradictory hereto, said resolution or ordinance is hereby repealed or amended to the extent necessary to make it consistent herewith.

SECTION 5. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Division of Local Government Services was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

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6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond ordinance providing for various water improvements and appropriating \$6,330,000. therefore and authorizing the issuance of \$6,013,500. bonds or notes of the city for financing the cost of said water improvements and making the down payment therefor authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements and purposes described in Section 3 of this bond ordinance are hereby authorized as general Water System improvements to be made or acquired by the City of Newark, County of Essex, New Jersey (hereinafter referred to as the "City"). For the said improvements or purposes stated in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$6,330,000, said sum being inclusive of all appropriations heretofore made therefor amounting in the aggregate to \$6,330,000. Although no down payment is required pursuant to N.J.S.A. 40A:2-11(c) as this bond ordinance authorizes obligations solely for a purpose referred to in N.J.S.A. 40A:2-7(h), \$316,500 is hereby appropriated as a down payment, said sum being now available by virtue of a provision in a previously adopted budget of the City and currently available for down payment purposes.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$6,330,000 appropriation not otherwise provided hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$6,013,500 pursuant to the Local Bond Law. (N.J.S.A. 40A:2-1 et. seq.)

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Section 3. (a) The aggregate sum of an amount not to exceed \$6,330,000 is hereby appropriated by the City for the following projects and improvements as described by project number, description of improvement or purpose, authorized amount, method of financing, and amount of bonds or notes authorized:

<u>Project Number</u>	<u>Capital Purpose</u>	<u>Author- ized Amount</u>	<u>Down Payment Water Capital Improve- ment Fund</u>	<u>Estimated Maximum Amount of Bond & Notes</u>
880 A	New Computer System for Billing	\$ 650,000	\$ 32,500	\$ 617,500
880 B	Automated Meter by Telephone	\$ 70,000	\$ 3,500	\$ 66,500
880 C	Rehabilitation of Macopin Reservoir	\$ 44,800	\$ 2,240	\$ 42,560
880 D	Rehabilitation of Wayne Pumping Station	\$2,000,000	\$100,000	\$1,900,000
880 E	Rehabilitation of Canistear Reservoir Outlet Valves	\$ 600,000	\$ 30,000	\$ 570,000
880 F	Rehabilitation of Oak Ridge Outlet Control Valves	\$ 360,000	\$ 18,000	\$ 342,000
880 G	Reconstruction of Cedar Grove Reservoir Fencing	\$ 42,500	\$ 2,125	\$ 40,375
880 H	Reconstruction of Echo Lake Reservoir Outlet Spillway	\$ 250,000	\$ 12,500	\$ 237,500
880 I	Cleaning and lining of Water Mains - City Wide	\$1,312,700	\$ 65,635	\$1,247,065
880 J	Additional Funding for Project 840 B, Water Treatment Facility	\$1,000,000	\$ 50,000	\$ 950,000
Totals		<u>\$6,330,000</u>	<u>\$316,500</u>	<u>\$6,013,500</u>

(b) The estimated maximum amount of bonds or notes to be issued for said purposes is \$6,013,500.

(c) The estimated cost of said purposes is \$6,330,000, the said estimated maximum amount of bonds or notes to be issued therefor being the amount of \$6,013,500 and said difference equalling the amounts of the down payment.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purposes as described in Section 3 of this bond ordinance are not a current expense and are properties or improvements which the City may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purposes within the limitations of said Local Bond Law (N.J.S.A. 40A:2-22), according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance are (each of which shall be undertaken in accordance with a project description, or plans and specifications on file with the City Department of Administration) as follows:

<u>Project Number</u>	<u>Capital Purpose</u>	<u>Author- ized Amount</u>	<u>Period of Usefulness</u>
880 A	New Computer System for Billing	\$ 650,000	10 years
880 B	Automated Meter by Telephone	\$ 70,000	10 years
880 C	Rehabilitation of Macopin Reservoir	\$ 44,800	40 years
880 D	Rehabilitation of Wayne Pumping Station	\$2,000,000	40 years.
880 E	Rehabilitation of Canistear Reservoir Outlet Valves	\$ 600,000	40 years
880 F	Rehabilitation of	\$ 360,000	40 years

	Oak Ridge Outlet Control Valves		
880 G	Reconstruction of Cedar Grove Reservoir Fencing	\$ 42,500	40 years
880 H	Reconstruction of Echo Lake Reservoir Outlet Spillway	\$ 250,000	40 years
880 I	Cleaning and lining of Water Mains - City Wide	\$1,312,700	40 years
880 J	Additional Funding for Project 840 B, Water Treatment Facility	\$1,000,000	40 years

The average period of usefulness of said purpose within the limitations of the Law, N.J.S.A. 40A:2-22, and taking into consideration the amount of the said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 36.59 years.

(c) The Supplemental Debt Statement required by said Law (N.J.S.A. 40A:2-42) has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in the Law is increased by this bond ordinance by \$6,330,000 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$316,500 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

(e) This Bond Ordinance authorizes obligations of the City solely for purposes described in paragraph (h) of Section 40A:2-7

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of the Local Bond Law, and the obligations authorized by this bond ordinance are to be issued for purposes which are self-liquidating within the meaning and limitation of Section 40A:2-45 of said Law and are deductible pursuant to paragraph (c) of Section 40A:2-44 et. seq. of said Law from the gross debt of the City.

(f) Pursuant to Section 40A:2-15 the City hereby covenants with the holders (hereinafter the "Bond Holders") of any obligations issued hereunder and so long as said obligations remain outstanding and unrefunded, to operate the System as a self-liquidating utility (as defined and set forth in the Local Bond Law) and this covenant shall be set forth on the face of any instrument representing obligations authorized hereunder.

(g) The City hereby further covenants with the Bond Holders that it shall fix rates, rentals and other charges for connection with and use of, and for the System, including any improvements thereto or extensions thereof, hereafter constructed or acquired whether pursuant to this debt authorization or others subsequent hereto in an amount sufficient to produce in each fiscal year of the System, the revenues (when combined with other revenues of the System) necessary to provide for the payment of:

(1) all expenses of operation, maintenance and repair of the System; and

(2) 110 percent of all principal and interest payable during such fiscal year with respect to all bonds or other obligations authorized hereunder and with respect to obligations of the System currently issued and outstanding; and

(3) If a deficiency in the System's revenues, with respect to the covenants of this paragraph (g) nevertheless results, the City covenants with the Bond Holders that it will forthwith fix, revise and adjust its rates to the extent necessary to make up such deficiency.

(h) The City hereby further covenants with the Bond Holders as follows:

(1) to establish a reserve fund for repair and replacement of improvements and capital equipment financed by this or any other capital authorizations for the Systems, which shall be

referred to as a "Maintenance Reserve and Replacement Fund," which is hereby established for the System as a separate fund.

(2) (i) No money of the System shall be used, appropriated or transferred from the System's budget or funds to any other fund or account of the City outside of the System's other accounts or funds, unless, after said appropriation or transfer is made and all operations, maintenance and repair expenses and all debt service of the System have been provided for, there remains in the Maintenance Reserve and Replacement Fund, the lesser of \$10,000,000 or fifty percent (50%) of the annual operating budget or the most recently completed fiscal year of the System; (ii) it is intended that money in this fund will be used for major capital repairs and replacement of the System; (iii) nothing herein shall be construed, however, to prohibit the use, transfer or appropriation of money from the Maintenance Reserve and Replacement Fund to the payment of principal and interest, when due, on bonds or other obligations of the System and for the expenses of operations, maintenance and repair of the System; and (iv) notwithstanding anything set forth herein, the System shall be allowed to appropriate or otherwise transfer monies to other accounts or funds of the City for the purpose of reimbursing the City for payment of monies of the City withheld and paid by the State of New Jersey to holders of Qualified Bonds issued for System improvements and their proper purposes pursuant to the Qualified Bond Act.

Section 5. Each of the bonds authorized herein shall be designated "Qualified Bond (Qualified pursuant to the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq.)" and shall contain a recital that it is issued pursuant to Title 40A of the New Jersey Statutes and is entitled to the benefits of the provisions of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq. Within ten (10) days after the date of issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, the maturity schedule, interest rate and dates of payment of debt service on such qualified bonds. The bonds must be registered bonds, registered as to both principal

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and interest, or as consistent with any applicable law in effect as of the date of issuance. The form, date, denomination, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

Section 6. The chief financial officer of the City of Newark is hereby authorized to issue temporary notes or loans bonds (hereinafter "notes") of the City. All notes issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the chief financial officer; provided that no notes shall mature later than one (1) year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Local Finance Board pursuant to N.J.S.A. 40A:3-6, the chief financial officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and said officer's signature upon said notes shall be conclusive as to such determination; and all such notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8, N.J.S.A. 40A:2-28 and N.J.S.A. 40A:3-6. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale in such amounts as said officer may determine at not less than par and to deliver them to the purchaser thereof upon receipt of payment of the purchase price, plus accrued interest from their date to the date of delivery thereof and payment therefor. The chief financial officer is authorized and directed to report in writing to the governing body of the Municipality at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 7. The Director of Finance of the City is further authorized to determine the terms of the Bonds, and enter into any contracts or agreements to implement the issuance of the Bonds

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including agreements for bond insurance, rating agencies, printing, financial advisors, auditors and legal services, which terms and agreements shall be consistent with the Local Bond Law, or other applicable law or anything set forth herein. The Director of Finance is directed to report in writing to the Municipal Council at the meeting next succeeding the entering into of said contracts, agreements and determinations pursuant to this ordinance.

Section 8. An application and a certified copy of this ordinance as passed on first reading shall be filed with the Local Finance Board (the "Board") to qualify the bonds pursuant to the Municipal Qualified Bond Act. Upon satisfactory investigation by the Board, the Board may, by resolution, determine that the City is entitled to issue qualified bonds. Within sixty (60) days after the submission of the application and the certified copy of this ordinance, the Board shall cause its consent to be endorsed upon the ordinance authorizing the issuance of the qualified bonds if it shall be satisfied and record by resolution that the City is entitled to issue qualified bonds.

Section 9. Any funds received from the State of New Jersey, or the County of Essex or any of their agencies or any funds received from the United States of America or any of its agencies or from any other source in aid of such purposes, shall be applied to the payment of the cost of such purposes, or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent such funds are so used.

Section 10. Notwithstanding this or any other provision of this ordinance, the interest of the holders of obligations issued pursuant to this or any other authorization of the City for the System shall remain superior to that of the State of New Jersey or any of its agencies pursuant to any loan agreements which may be entered into with the City with respect to the revenues or other assets of the System, and any other parties having a lien on

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revenues of the System or any part thereof under current law.

Section 11. It is hereby determined that the period within which the bonds shall mature shall be not more than thirty (30) years and shall be consistent with Section 4(b) hereof.

Section 12. The water capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

Section 13. The governing body of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking an action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 14. Notwithstanding any provision set forth herein, the existing rights of holders of obligations outstanding as of the date of final passage of this ordinance shall not be effected by anything set forth in this ordinance.

Section 15. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and unless paid from the revenues of the self-liquidating water utility of the City or from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said

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obligations and interest thereon without limitation as to rate or amount.

Section 16. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 17. This bond ordinance shall take effect twenty (20) days after the first publication thereof, after final adoption, as provided by said Local Bond Law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Division of Local Government Services was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond ordinance providing for various general improvements and appropriating \$26,993,000. therefore and authorizing the issuance of \$25,643,000. bonds or notes of the city for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements and purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements to be made or acquired by the City of Newark County of Essex, New Jersey (hereinafter referred to as the "City"). For the said improvements or purposes stated in Section 3 of this bond

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ordinance, there is hereby appropriated the sum of \$26,993,000.00, said sum being inclusive of all appropriations heretofore made therefore and including the sum of \$1,350,000 as the down payment for said improvements or purposes required by Law, N.J.S.A. 40A:2-11, and now available by virtue of a provision in a previously adopted budget of the City and currently available for down payment or capital improvement purposes, as required by the Local Bond Law of New Jersey.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$26,993,000 appropriation not otherwise provided hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$25,643,000 pursuant to the Local Bond Law. (N.J.S.A. 40A:2-1 et. seq.)

Section 3. (a) The aggregate sum of an amount not to exceed \$26,993,000 is hereby appropriated by the City for the following projects and improvements as described by project number, description of improvement or purpose, authorized amount, method of financing, and amount of bonds or notes authorized:

<u>Project Number</u>	<u>Capital Purpose</u>	<u>Author-ized Amount</u>	<u>Down Payment Capital Improve-ment Fund</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>
88A 0	Rehabilitation of Newark Public Library	\$1,500,000	\$ 75,000	\$1,425,000
88A 1	Rehabilitation of Newark Museum	\$1,500,000	\$ 75,000	\$1,425,000
88A 2	Rehabilitation of Kruger Mansion	\$1,000,000	\$ 50,000	\$ 950,000
88A 3	Rehabilitation of Public Safety Facility	\$ 500,000	\$ 25,000	\$ 475,000
88A 4	Rehabilitation of Rotunda Pool	\$1,400,000	\$ 70,000	\$1,330,000
88A 5	Rehabilitation of Ironbound Recreation Center	\$1,200,000	\$ 60,000	\$1,140,000

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88A 6	Restoration of Newark City Hall	\$1,706,000	\$ 85,300	\$1,620,700
88A 7	Renovation of Newark Symphony Hall	\$2,000,000	\$100,000	\$1,900,000
88A 8	Reconstruction of sidewalks	\$ 488,000	\$ 24,400	\$ 463,600
88A 9	Reconstruction of 31 Green Street- two (2) new court rooms	\$ 950,000	\$ 47,500	\$ 902,500
88B 0	Reconstruction of Building at 94 William Street	\$2,000,000	\$100,000	\$1,900,000
88B 1	Reconstruction/ construction of combined Sewer Project	\$1,500,000	\$ 75,000	\$1,425,000
88B 2	Construction of Firehouse at 1 Clinton Avenue and Milford Avenue	\$1,300,000	\$ 65,000	\$1,235,000
88B 3	Construction of walkway for Legal and Communications Building	\$1,800,000	\$ 90,000	\$1,710,000
88B 4	Study of Sewer System - City Wide	\$1,000,000	\$ 50,000	\$ 950,000
88B 5	Surface Water Drainage Analysis	\$ 300,000	\$ 15,000	\$ 285,000
88B 6	Design Work - New City Hall	\$ 500,000	\$ 25,000	\$ 475,000
88B 7	Design Work Victorian Street Garage	\$ 100,000	\$ 5,000	\$ 95,000
88B 8	Design Work - Traffic and Signals Garage	\$ 150,000	\$ 7,500	\$ 142,500
88B 9	Furnishing new Welfare Building	\$ 500,000	\$25,000	\$ 475,000
88C 0	Acquisition of Vehicles	\$4,799,000	\$240,300	\$ 4,558,700
88C 1	Replacement of Filter for JFK Pool	\$ 800,000	\$ 40,000	\$ 760,000
Totals		<u>\$26,993,000</u>	<u>\$1,350,000</u>	<u>\$25,643,000</u>

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(b) The estimated maximum amount of bonds or notes to be issued for said purposes is \$25,643,000.

(c) The estimated cost of said purposes is \$26,993,000 the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$1,350,000 down payment for said purposes.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purposes as described in Section 3 of this bond ordinance are not a current expense and are properties or improvements which the City may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purposes within the limitations of said Local Bond Law (N.J.S.A. 40A:2-22), according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance are (each of which shall be undertaken in accordance with a project description, or plans and specifications on file with the City Department of Administration) as follows:

<u>Project Number</u>	<u>Capital Purpose</u>	<u>Author-ized Amount</u>	<u>Period of Usefulness</u>
88A 0	Rehabilitation of Newark Public Library	\$1,500,000	20 years
88A 1	Rehabilitation of Newark Museum	\$1,500,000	20 years
88A 2	Rehabilitation of Kruger Mansion	\$1,000,000	15 years
88A 3	Rehabilitation of Public Safety Facility	\$ 500,000	15 years
88A 4	Rehabilitation of Rotunda Pool	\$1,400,000	15 years

88A 5	Rehabilitation of Ironbound Recreation Center	\$1,200,000	15 years
88A 6	Restoration of Newark City Hall	\$1,706,000	20 years
88A 7	Renovation of Newark Symphony Hall	\$2,000,000	20 years
88A 8	Reconstruction of sidewalks	\$ 488,000	10 years
88A 9	Reconstruction of 31 Green Street - two (2) new court rooms	\$ 950,000	15 years
88B 0	Reconstruction of Building at 94 William Street	\$2,000,000	20 years
88B 1	Reconstruction/ construction of combined Sewer Project	\$1,500,000	40 years
88B 2	Construction of Firehouse at 1 Clinton Avenue and Milford Avenue	\$1,300,000	40 years
88B 3	Construction of walkway for Legal and Communications Building	\$1,800,000	40 years
88B 4	Study of Sewer System - City Wide	\$1,000,000	40 years
88B 5	Surface Water Drainage Analysis	\$ 300,000	40 years
88B 6	Design Work - New City Hall	\$ 500,000	40 years
88B 7	Design Work Victorian Street Garage	\$ 100,000	20 years
88B 8	Design Work - Traffic and Signals Garage	\$ 150,000	20 years
88B 9	Furnishing new Welfare Building	\$ 500,000	5 years
88C 0	Acquisition of Vehicles	\$ 4,799,000	5 years
88C 1	Replacement of Filter for JFK Pool	\$ 800,000	15 years

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The average period of usefulness of said purpose within the limitations of the Law, N.J.S.A. 40A:2-22, and taking into consideration the amount of the said obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 20.50 years.

(c) The Supplemental Debt Statement required by said Law (N.J.S.A. 40A:2-42) has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in the Law is increased by this bond ordinance by \$25,643,000 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$1,350,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

Section 5. Each of the bonds authorized herein shall be designated "Qualified Bond (Qualified pursuant to the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq.)" and shall contain a recital that it is issued pursuant to Title 40A of the New Jersey Statutes and is entitled to the benefits of the provisions of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq. Within ten (10) days after the date of issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, the maturity schedule, interest rate and dates of payment of debt service on such qualified bonds. The bonds must be registered bonds, registered as to both principal and interest, or as consistent with any applicable law in effect as of the date of issuance. The form, date, denomination, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

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Section 6. The chief financial officer of the City of Newark is hereby authorized to issue temporary notes or loan bonds (hereinafter "notes") of the City. All notes issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the chief financial officer; provided that no notes shall mature later than one (1) year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Local Finance Board pursuant to N.J.S.A. 40A:3-6, the chief financial officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and said officer's signature upon said notes shall be conclusive as to such determination; and all such notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8, N.J.S.A. 40A:2-28 and N.J.S.A. 40A:3-6. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale in such amounts as said officer may determine at not less than par and to deliver them to the purchaser thereof upon receipt of payment of purchase price, plus accrued interest from their date to the date of delivery thereof and payment therefor. The chief financial officer is authorized and directed to report in writing to the governing body of the Municipality at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 7. The Director of Finance of the City is further authorized to determine the terms of the Bonds, and enter into any contracts or agreements to implement the issuance of the Bonds including agreements for bond insurance, rating agencies, printing, financial advisors, auditors and legal services, which terms and agreements shall be consistent with the Local Bond Law, or other applicable law or anything set forth herein. The

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Director of Finance is directed to report in writing to the Municipal Council at the meeting next succeeding the entering into of said contracts, agreements and determinations pursuant to this ordinance.

Section 8. An application and a certified copy of this ordinance as passed on first reading shall be filed with the Local Finance Board (the "Board") to qualify the bonds pursuant to the Municipal Qualified Bond Act. Upon satisfactory investigation by the Board, the Board may, by resolution, determine that the City is entitled to issue qualified bonds. Within sixty (60) days after the submission of the application and the certified copy of this ordinance, the Board shall cause its consent to be endorsed upon the ordinance authorizing the issuance of the qualified bonds if it shall be satisfied and recorded by resolution that the City is entitled to issue qualified bonds.

Section 9. Any funds received from the State of New Jersey, or the County of Essex or any of their agencies or any funds received from the United States of America or any of its agencies or from any other source in aid of such purposes, shall be applied to the payment of the cost of such purposes, or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent such funds are so used.

Section 10. It is hereby determined that the period within which the bonds shall mature shall be not more than thirty (30) years and shall be consistent with Section 4(b) hereof.

Section 11. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

Section 12. The governing body of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking an action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 13. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 14. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 15. This bond ordinance shall take effect twenty (20) days after the first publication thereof, after final adoption, as provided by said Local Bond Law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. DEBORAH PENHARLOW, 132 HELLER PARKWAY, NEWARK, NEW JERSEY.

MR. DAN O'FLAHERTY, 23 REYNOLDS PLACE, NEWARK, NEW JERSEY.

The above speakers addressed the Municipal Council opposing the issuance of funds by the City of Newark for the construction of a walkway between the Project, Pennsylvania Station and Gateway Center.

Councilman Tucker, through the Chair, requested the City Clerk to communicate with Administration asking them to advise the Municipal Council on the purpose of this bridge.

MR. HERB ROSENBLUTH, 596 RIDGE STREET, NEWARK, NEW JERSEY addressed the Municipal Council with respect to the construction of Rotunda Pool.

No one else appearing, a motion to amend the ordinance by deleting therefrom, "Construction of Walkway for Legal and Communications Building" was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

A motion to defer action on the ordinance, as amended, awaiting approval of Division of Local Government Services was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

To conform with this, the Bond Counsel will prepare amending legislation to be considered by the Municipal Council at a special meeting in the immediate future.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond ordinance reappropriating cash balances from previously adopted capital ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations in the amount of \$6,845,999.70, and transferring \$5,362,226.70 to the Capital Surplus Fund and appropriating \$5,107,062. from the Capital Surplus Fund to the purpose set forth herein, for various capital improvements authorized or to be authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey, and amending certain ordinances to reflect such increased appropriations; and amending a bond authorization and transferring the \$74,200. down payment to the Capital Improvement Fund.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring) AS FOLLOWS:

Section 1. Pursuant to the Local Bond Law and the Local Budget Law of the State of New Jersey, including N.J.S.A. 40A:2-39, the City of Newark, County of Essex, State of New Jersey (hereinafter the "City") hereby determines that \$6,845,999.70 of capital appropriations including bond proceeds as hereinafter set forth, are not necessary for the purposes set forth in the ordinances authorizing said appropriations and that it is in the best interests of the City to reappropriate and use said funds to finance the cost of other purposes for which bonds may be issued. Further, the description and the authorization for the acquisition, construction and/or installation of the projects and improvements are hereby reappropriated and amended as set forth hereinafter in Sections 2, 3, and 4 of this ordinance.

Section 2. The authorizations and appropriations in the amount of \$4,978,976.70, including bond proceeds, for the improvements hereinafter set forth are hereby cancelled and transferred to the Capital Surplus Fund (provided said funds are used for another project or projects for which bonds may be issued and used and as set forth in Section 4 and Section 5 hereof), as follows:

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Project Number (former code no.)	Project Description (and Prior Ordinance)	Total Current Authori- zation	Cash Balance to be Cancelled	Revised Authorization
75A0 (5175)	Police Training Facility 6S & FC 9/17/75 original \$150,000.00 6S & FM 11/14/77 \$227,000.00		\$147,749.67	\$ 79,250.33
77A1 (0479)	Construction of Pump Station for the Peri- pheral Ditch in the Industrial River 6S & FH 12/19/79 original \$1,574,000.00 6S & FH 5/21/86 \$1,142,056.34 6S & FU 12/22/87 \$1,186,056.34		\$ 6,193.63	\$1,179,862.71
77A3 (0679)	Installation of Sewer in Area of Haynes Avenue and Bessemer Street 6S & FH 12/19/79	\$323,000.00	\$ 56,694.00	\$ 266,306.00
79A8 (1979)	Construction of Police Training Facility 6S & FH 12/19/79	\$700,000.00	\$ 496,495.20	\$ 203,504.80
79B4 (3379)	Reconstruction of Newark City Hall 6S & FH 12/19/79	\$790,000.00	\$ 25,003.69	\$ 764,996.31
79B5 (3579)	Reconstruction of the Building located at 94 William St. 6S & FH 12/19/79	\$125,000.00	\$ 59,930.00	\$ 65,070.00
79B6 (3679)	City Hall Complex Rehabilitation 6S & FC 12/19/79	\$2,090,000.00	\$ 179,175.03	\$1,910,824.97
79B8 (0679)	Replacement of Doremus Ave. Force Main 6S & FH 12/19/79	\$ 97,000.00	\$ 1,138.85	\$ 95,861.15
81A4 (0281)	Fire Signal System Alarm Modernization 6S & FA 1/6/82	\$ 107,200.00	\$ 2,710.00	\$ 104,490.00
81A5 (0981)	Environmental Design to Lincoln Park 6S & FC 1/6/82 original \$215,000.00 6S & FY 10/3/84 \$107,500.00		\$ 3,172.55	\$ 104,327.45
81A6 (1081)	Environmental Design to designated Areas 6S & FH 01/6/82	\$770,000.00	\$ 719,950.26	\$ 50,049.74
81B3 (4581)	Sewer Improvement on Petty St. and Muhammed Ali Ave. 6S & FC 1/6/82 original \$100,000.00 6S & FH 5/21/86 \$ 96,212.89		\$ 268.98	\$ 95,943.91

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Project Number (former code no.)	Project Description (and Prior Ordinance)	Total Current Authori- zation	Cash Balance to be Cancelled	Revised Authorization
81B5 (C181)	Rehabilitation of R-32 Hayes West Pool 6S & FA 01/6/82 original \$1,100,000.00 6S & FL 10/6/86 \$1,196,500.00 6S & FH 05/21/86 \$1,193,422.51		\$ 75.53	\$1,193,346.98
81C1 (C1081)	Rehabilitation of Joseph Kasberger Field Recreation Center 6S & FA 01/6/82 original \$328,845.00 6S & FJ 05/21/86 \$528,845.00		\$ 48,720.00	\$ 480,125.00
83A0 (0183)	Acquisition of Heavy Duty Public Works & Fire Vehicles 6S & Fi 1/18/84 \$2,703,000.00		\$ 38,685.74	\$2,664,314.26
83A1 (0283)	Continuation of Fire Station Rehabilitation Program 6S & Fi 1/18/84 \$ 155,000.00		\$ 2,782.61	\$ 152,217.39
83A4 (0583)	Reconstruction and Renovation of 94 William Street 6S & Fi 1/18/84 \$940,000.00		\$ 765,000.00	\$ 175,000.00
83B4 (1583)	Total Facility Reconstruction; Morris Recreation Center 6S & Fi 1/18/84 original \$ 800,000.00 6S & FH 5/21/86 \$2,050,000.00 6S & FP 9/16/87 \$1,200,000.00		\$1,168,502.00	\$ 31,498.00
83B6 (1983)	Construction of Salt Storage Dome for Wetted Storage Operation 6S & FG 1/18/84 \$ 225,000.00		\$ 209,800.00	\$ 15,200.00
83B7 (2083)	Reconstruction of Deteriorated Brick Sewers 6S & FG 1/18/84 original \$680,000.00 6S & FH 5/21/86 \$558,328.00		\$ 5,000.00	\$ 553,328.00
84A6 (0784)	Replacement of Sanitary Sewer on Pacific St. 6S & FBA 6/25/85 \$ 35,000.00		\$ 35,000.00	\$ - 0 -
84A7 (0884)	South 16th St. Sewer Relay 6S & FBA 6/25/85 \$ 60,000.00		\$ 60,000.00	\$ - 0 -
84A8 (0984)	Rector St. Outfill Replacement 6S & FBA 6/25/85 \$ 55,000.00		\$ 55,000.00	\$ - 0 -

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<u>Project Number (former code no.)</u>	<u>Project Description (and Prior Ordinance)</u>	<u>Total Current Authori- zation</u>	<u>Cash Balance to be Cancelled</u>	<u>Revised Authorization</u>
84A9 (1084)	Restoration of Tenth Ward Ditch - Sewer 6S & FBA 6/25/85	\$ 325,000.00	\$ 325,000.00	\$ - 0 -
84B0 (1184)	Gunite Restoration of Market St. 6S & FBA 6/25/85	\$ 400,000.00	\$ 400,000.00	\$ - 0 -
84B1 (1284)	Acquisition of Heavy Duty Public Works Vehicles 6S & FBA 6/25/85	\$1,715,000.00	\$ 173.00	\$1,714,827.00
84B2 (1384)	Acquisition of Specialized Vehicular Equipment 6S & FBA 6/25/85	\$ 210,000.00	\$ 126,228.00	\$ 83,772.00
84B4 (1684)	Rehabilitation of 15 Roseville Ave. 6S & FBA 6/25/85	\$ 240,000.00	\$ 20,094.74	\$ 219,905.26
85A2 (0184)	Acquisition of Heavy Duty Public Works Vehicles 6S & FE 10/16/85	\$2,000,000.00	\$ 10,305.96	\$1,989,694.04
86A2	Acquisition of Heavy Duty Public Works & Fire Vehicles 6S & FJ 7/9/86	\$ 2,000,000.00	\$ 10,127.26	\$ 1,989,872.74
	Totals	\$21,162,564.74	\$4,978,976.70	\$16,183,588.04

Section 3. The following Ordinance is hereby amended to indicate a reduction in the authorized amount of bonds and notes in the amount of \$1,409,573, and the authorization and appropriation in the amount of \$383,250.00, including bond proceeds, for the Improvement hereinafter set forth is hereby cancelled and transferred to the Capital Surplus Fund (provided said funds are used for another project or projects for which bonds may be issued and used and as set forth in Section 4 and Section 5 hereof), and reappropriating the \$74,200 down payment in the Capital Improvement Fund for the purposes permitted thereunder:

<u>Project Number (former code no.)</u>	<u>Project Description (and Prior Ordinance)</u>	<u>Total Current Authori- zation</u>	<u>Cancelled Bond Author- ization</u>	<u>Cash Balance to be Cancelled</u>	<u>Cash Transferred to Capital Improvement Fund</u>	<u>Revised Authorization</u>
83A9 (1083)	Design Construction and Land Acquisition for Newark RiverFront Project Note: the loan of \$1,483,773 was never secured, therefore, this amount of non- cash is cancelled 6S & Fi 01/18/84 6S & FZ 6/25/85	\$ 395,500.00 1,879,273.00	\$ \$ 1,409,573	\$ 383,250.00	\$ 74,200	\$ 12,250.00

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Section 4. The City hereby appropriates \$3,407,062 from the Capital Surplus Fund for the following Projects in the amounts as follows:

	<u>Project Description and Prior Ordinance</u>	<u>Current Authorization</u>	<u>Increase in Authorization</u>	<u>Revise total Authorization</u>
81B7 (C481)	Rehabilitation of Washington Park 6S & FA 1/6/82	\$ 250,690.00	\$ 467,080.00	\$ 717,770.00
81C0 (C888)	Rehabilitation of Lincoln Park 6S & FA 1/6/82	\$ 116,600.00	\$ 645,400.00	\$ 762,000.00
81B8 (C681)	Rehabilitation of Military Park 6S & FG 5/21/86	\$ 708,990.00	\$ 516,405.00	\$1,225,395.00
83A3 (0483)	Construction of New Welfare Bldg. 6S & FU 12/22/87	\$1,941,486.00	\$ 150,000.00	\$2,091,486.00
83B1 (1283)	Renovation of JFK Recreation Center 6S & FI 1/18/84	\$ 750,000.00	\$1,513,177.00	\$2,263,177.00
79B7 (3379)	Construction of Building located at 102 William St. 6S & FY 10/03/84	\$ 515,000.00	\$ 115,000.00	\$ 630,000.00

SECTION 5. The City hereby appropriates \$1,700,000 from The Capital Surplus Fund for the following New Project described as the Resurfacing of Streets City wide, Project number 88C2, with authorization as follows:

<u>Project number</u>	<u>Total appropriation</u>
88C2	\$1,700,000

No bonds or notes or funds from The Capital Improvement Fund or Capital Surplus Fund for down payment purposes are authorized hereunder for project 88C2, however, the City hereby determines that this is a purpose for which bonds may be issued.

SECTION 6. The Capital Budget of the City of Newark is hereby amended to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the City Clerk and is available for public inspection.

SECTION 7. To the extent that any previous resolution or ordinance is inconsistent with or contradictory hereto, said resolution or ordinance is hereby repealed or amended to the extent necessary to make it consistent herewith.

SECTION 8. This amendatory bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption.

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President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Division of Local Government Services was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond ordinance authorizing the appropriation of a sum not to exceed \$23,000,000. and authorizing the issuance of refunding bonds or notes of the City of Newark, New Jersey, in a principal amount not to exceed \$23,000,000. in and for the City of Newark, in the County of Essex, State of New Jersey, to refund in full or in part the outstanding balance of general improvement bonds and water bonds of the city, to authorize the execution of a refunding agreement to provide for the purchase of obligations of the United States of America to redeem in full or in part such outstanding balance and to finance the cost of issuing such refunding bonds on behalf of the City and to provide for the issuance of such refunding bonds.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the City of Newark, the County of Essex, State of New Jersey (the "City") issued \$15,709,000 General Improvement and Water Bonds, dated September 1, 1980; \$17,757,000 General Improvement Bonds, dated November 1, 1984; \$9,090,000 General Improvement Bonds, dated August 15, 1986; and \$22,000,000 General Obligation Water Improvement Bonds dated August 15, 1986, which serial bonds are not subject to redemption prior to their maturity (the "Outstanding Bonds") pursuant to the provisions of the Local Bond Law, N.J.S.A. 40A:2-1 et seq., for the purpose of providing funds for various capital improvements in and for the City; and

WHEREAS, the aggregate principal amount of \$55,312,000 of the Outstanding Bonds remain outstanding and will mature in varying amounts between August 15, 1988 and August 15, 2006, inclusive; and

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WHEREAS, The City now desires to authorize and issue refunding bonds to refund in full or in part, the Outstanding Bonds, to authorize the execution of a refunding agreement to provide for the acquisition of obligations of the United States of America, to provide for the interest on the Outstanding Bonds and

to pay the costs of issuing such Refunding Bonds, in order to effect an interest cost savings for the City and make available certain revenues under the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq. available for other capital purposes; NOW, THEREFORE,

BE IT ORDAINED By the Municipal Council of The City of Newark, (not less than two-thirds of all members thereof affirmatively concurring), State of New Jersey, as follows:

Section 1. The City of Newark, in the County of Essex, State of New Jersey is hereby authorized to pay an aggregate amount not exceeding \$51,000,000 for the payment, refunding or funding of all or part of principal of and interest on the Outstanding Bonds of the City being the following outstanding issues and principal amounts:

(a) \$15,709,000 General Improvement and Water Bonds, dated September 1, 1980; and

(b) \$17,757,000 General Improvement Bonds, dated November 1, 1984; and,

(c) \$9,090,000 General Improvement Bonds, dated August 15, 1986; and,

(d) \$22,000,000 General Obligation Water Improvement Bonds, dated August 15, 1986.

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The refunding payments to be made shall be from the proceeds of the principal of the Refunding Bonds and the proceeds from the sale or maturity of obligations of the United States Government authorized by this Ordinance.

Section 2. An aggregate amount not exceeding \$850,440 (including an estimated \$200,000 for the bond insurance premium, an estimated \$402,500 as the underwriter's discount, and \$247,940 for other costs of issuance expenses) for items of expense listed in and permitted under Section 40A:2-51b and 40A:2-53a of the

Local Bond Law has been reserved for cost of issuance expenses relating to the refunding bonds authorized herein. No more than two percent (2%) of the aggregate principal amount of refunding bonds authorized herein shall be used to finance said costs from bond proceeds.

Section 3. In order to finance the cost of refunding the Outstanding Bonds in the aggregate principal amounts stated in Section 1 hereof, negotiable refunding bonds are hereby authorized to be issued in the aggregate principal value not exceeding \$23,000,000 pursuant to the Local Bond Law of New Jersey (the "Refunding Bonds"), consisting of one issue, of General Improvement Refunding Bonds in a principal amount not exceeding \$23,000,000. The Refunding Bonds shall bear interest at a rate or rates per annum as may be hereafter determined within the limitations prescribed by law. Said issues of General Improvement Refunding Bonds and Water Refunding Bonds shall mature in annual installments which may exceed the limitations prescribed in Section 40A:2-26b of the Local Bond Law. In addition, a portion of the Outstanding Bonds shall be paid and redeemed at maturity through the proceeds from the sale or maturity of obligations of the United States of America which shall be acquired pursuant to an agreement for the supply of such securities which shall be purchased annually with funds otherwise to be appropriated by the City in subsequent years for debt

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service and such securities and the proceeds therefrom are pledged to the payment of a portion of the principal of and interest on the Outstanding Bonds. Such contract for the supply of securities shall be for a purchase price not to exceed \$23,000,000 and shall be made and executed by the City and First Fidelity Bank, N.A. Refunding Bonds shall be sold at private sale by resolution of the Municipal Council to First Fidelity Bank, N.A., New Jersey and associates. All matters with respect to the Refunding Bonds not determined by this ordinance shall be determined by the Director of Finance in accordance herewith and with applicable law.

Section 4. The Director of Finance is directed to report in writing to the Municipal Council at the meeting next succeeding the date when any sale or delivery of such Refunding Bonds pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Refunding Bonds sold, the price obtained and the terms of Escrow as well as any other material terms of the transaction.

Section 5. The Director of Finance of the City is hereby authorized to determine all details relating to the issuance of the Refunding Bonds and is directed, should it be determined that the Bonds should be issued as Qualified Bonds pursuant to N.J.S.A. 40A:3-1, et. seq., ("Municipal Qualified Bond Act") to provide such details to the Municipal Council and the Director of the Division of Local Government Services for the Director's approval, including the final maturity schedules for the two separate issues of Refunding Bonds, the terms for the redemption of the Outstanding Bonds, the deposit, securing, regulation, escrow investment, disposition or application of the refunding bond proceeds pending such escrow and redemption and the specific terms and conditions of any contracts or supply agreements to implement the refunding program authorized herein.

Section 6. The Director of Finance of the City is further authorized to determine the terms of any contract with the holders of the Refunding Bonds with respect to the establishment of, and the making of appropriations for the reserve, supply agreement or the escrow of funds and the amount, source, securing, regulation and disposition thereof for escrow and redemption of the Outstanding Bonds, and enter into any contracts or agreements to implement the refunding program, including agreements for bonds insurance, rating agencies, investment banking, printing, legal services and financial advisory services, which terms and agreements shall not be inconsistent herewith.

Section 7. A certified copy of this refunding bond ordinance as adopted on first reading shall be filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director and signed by the Director of Finance of the City as to the indebtedness to be financed by the issuance of the refunding bonds authorized herein. The Director of Finance shall, at the appropriate time, determine if it is in the best interests of the City that the bonds authorized be issued pursuant to the provision of the Municipal Qualified Bond Act and the application to the Director shall reflect such determination or the option to issue the refunding bonds as "Qualified Bonds."

Section 8. The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the City Clerk of the City and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond

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Law is increased by the authorization of the debt provided in this refunding bond ordinance by an amount not to exceed \$23,000,000 with a deduction of not to exceed \$51,000,000 from the debt due to the refunding of the Outstanding Bonds. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

Section 9. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that, if required, the consent of the Local Finance Board has been endorsed upon a certified copy of this ordinance as finally adopted.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Division of Local Government Services was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977, as amended and supplemented.
(Title change with no increase in salary per Civil Service reclassification)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S&F-f) adopted May 4, 1977, as amended and supplemented, be amended to adjust salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Receptionist, Food Service Worker (2977) (35 Hours)	6/27/88	\$25,825.82	\$25,825.82

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title in all sections of this ordinance, hours of employment, annual minimum and annual maximum salary ranges therefor, which are inconsistent herewith as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

President Martinez: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance accepting an easement from Schuyler Heights, Inc. on real property commonly known as Schuyler Heights, also known as Block 261, Lot 1 in the Township of Cedar Grove and Block 235, Lot 1 in the Township of Little Falls.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The City of Newark accepts an easement on real property commonly known as Block 261, Lot 1, on the Official Tax Maps and Tax Duplicate (year 1988), of the Township of Cedar Grove and Block 235, Lot 1 on the Official Tax Maps and Duplicates of the Township of Little Falls, pursuant to the provisions of N.J.S.A. 40A:12-5(A)(1).

Section 2. The Director of Engineering be and is hereby authorized to execute said easement agreement to be accepted only after approval by the Corporation Counsel.

Section 3. The Corporation Counsel is hereby authorized to record the original easement and to forward said easement to the Director of Finance for filing.

Section 4. A copy of the easement agreement shall be placed on file in the Office of the City Clerk.

Section 5. This ordinance shall take effect June 28, 1988.

July 13, 1988

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Rice.

President Martinez: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 15, Chapter 4, Section 14, Health and Sanitation, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To require that air-conditioning be supplied to tenants from May 15th through September 15th).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 15, Chapter 4, Section 14 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, be and the same is hereby amended to read as follows:

**15:4-14. Supplying of heat and air-conditioning;
penalty.**

(a) Where the owner has contracted or undertaken to do so, heat and/or air-conditioning shall be furnished by the owner to all habitable rooms, bathroom water closet compartments and laundries of the dwelling in use by the occupants as hereunder provided.

(b) For the purpose of this article, wherever a dwelling is heated by means of a central furnace, boiler or other apparatus, or where there exist heating outlets, radiators, risers or returns in any dwelling unit or rooming unit, such shall constitute prima facie evidence of an implied contract to supply heat to occupants. The presumption shall not apply where a complete heating system serves only one dwelling unit.

(c) Where the owner is obligated to supply heat, such heat shall be supplied in every unit of dwelling space and every habitable room therein from October 1st through May 1st so that: (1) between the hours of 6:00 a.m. and 11:00 p.m. a minimum inside temperature of 68 degrees fahrenheit shall be maintained; and (2) between the hours of 11:00 p.m. and 6:00 a.m. a minimum inside temperature of 65 degrees fahrenheit shall be maintained.

(d) For the purpose of this article wherever a dwelling is cooled by means of a central air-conditioning unit or other apparatus, or where there exists cooling outlets in any dwelling unit or rooming units, such shall constitute prima facie evidence of an implied contract to supply air-conditioning to occupants. The presumption shall not apply where a complete air-conditioning unit serves only one dwelling unit.

(e) Where the owner is obligated to supply air-conditioning, such air-conditioning shall be supplied in every unit of dwelling space and every habitable room therein from May 15th through September 15th regardless of the outside temperature.

(f) Any person who shall violate the provisions of this section shall upon conviction be punished by a fine of not more than \$1,000.00, but not less than \$100.00. Each day's failure to comply with the provisions of this section shall constitute a separate offense.

(g) The Court may cause a defendant who refuses or neglects to pay the amount of the fine imposed against him and all costs and charges incident thereto to be committed to the Essex County Jail for a period not to exceed 90 days.

(h) In case a defendant shall have been twice convicted within the space of 6 months of a violation of this section and proof of this fact is made, the Court may, in addition to the imposition of the penalty prescribed by paragraphs (f) and (g) of this section cause the defendant to be imprisoned in the Essex County Jail for any number of days not to exceed 90 days.

(i) Where the defendant is other than a natural person or persons, paragraphs (g) and (h) of this section shall apply to any agent, officer, member or partner who shall, alone or with others have charge, care, or control of the premises within the definition of "owner" under the provisions of the housing code of the City of Newark.

*The last additions are indicated by underline.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 8, Certificate of Occupancy required for the Sale, Transfer, Conveyance of Residential Property, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By amending the effective date of said ordinance to January 1, 1989)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 4 of Title 27, Zoning, Chapter 8, Certificate of Occupancy Required for Sale, Transfer, Conveyance of Residential Property of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby further amended to take effect January 1, 1989.

Section 2. All prior ordinances or parts thereof which are inconsistent with the provisions herein are hereby repealed.

Section 3. This ordinance shall take effect after final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-u.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, and Section 23:5-5, Parking Limited to Two Hours, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising parking regulations on Bank Street and University Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Bank Street: south side, from University Avenue to Halsey Street.

University Avenue: east side, from Warren Street to Branford Place.

and by adding there to:

Bank Street: south side, from Halsey Street to Washington Street.

University Avenue: east side, from Market Street to Branford Place.

Section 2. That Section 23:5-5, Parking Limited to Two Hours, of title 23, Traffic and Parking of the revised ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Bank Street: south side, from Washington Street to University Avenue, 9:00 a.m. to 4:00 p.m., except Saturdays and Sundays.

University Avenue: east side, from Warren Street to Market Street, 9:00 a.m. to 4:00 p.m. except Saturdays and Sundays.

Section 3. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 5. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Department of Transportation, Division Traffic Engineering was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

HEARINGS OF CITIZENS.

- 6-HC-a. MR. MARVIN JENKINS EL addressed the Municipal Council with respect to the homeless in the City of Newark.
- 6-HC-b. MS. DORIS JONES, 28 YATES AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the poor operation of Newark's Summer Youth Employment Program. The speaker stated she felt developers within the City of Newark should be minorities from Newark.
- President Martinez directed the City Clerk to extract the remarks made by Ms. Jones and forward to Director of Mayor's Office of Employment and Training Ralph-Taylor requesting a status report of the Summer Youth Employment Program.
- 6-HC-c. MR. JACK BAPTISTA, 84 PULASKI STREET, NEWARK, NEW JERSEY, addressed the Municipal Council opposing the bltant display of pornographic magazines in the Ironbound area of the City of Newark.

There was a lengthy discussion held by the Members of the Municipal Council.

(For further action on this item, see Motion 7-M-o on page 80 in the minutes of this meeting)

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

- 7-R-a. Resolution authorizing Mayor and Director of Development to execute and enter into Memorandum of Understanding with Shell Oil Company, 100 Executive Drive, West Orange, New Jersey, for construction of a Multiple Use Commercial Facility which shall include a convenience store, car wash and gasoline service station of three service islands on Block 2545, Lots 1, 2, 3, 4, 6, 9, 12, 15, 16, 44, 45, 46, 47. (Southeast Corner of Springfield Avenue and Bergen Street) (Copy of resolution and correspondence submitted to each Member of the Council) (Business Administrator Monteilh met with Council June 29, 1988)
- A motion to defer action on the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Payne.
- 7-R-b. Resolution authorizing Director of Finance to issue check in amount of \$200., to William Barnes, c/o Autsin, 492 Orange Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; filed Notice of Claim against City for damages in sum of \$200. to reimburse missing bail money. (Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Payne.

7-R-c.

Resolution authorizing Director of Finance to issue check in amount of \$50,000. payable to Consolidated Rail Corporation, Claim Department, attention Mr. Frank J. McArdle, Assistant District Claim Agent, 744 Broad Street, Room 423, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking reimbursement for monies paid to an employee of Conrail following personal injuries sustained allegedly as result of negligence on the part of City of Newark through its agents, servants and employees.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council July 12, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-d.

Resolution authorizing Director of Finance to issue check in amount of \$28,010., payable to Jose Lopez, deposit paid on prospective purchase of City-owned property known as 18-20 and 29 Columbia Street, Blocks 167, Lots 31 and 25; (Sale was not approved by second Council meeting following auction pursuant to conditions of sale which resulted in automatic rejection of bid.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-e.

Resolution authorizing Director of Finance to issue check in amount of \$1,700., payable to Edward Grimsley, deposit paid on prospective purchase of City-owned property known as 97 Brookdale Avenue, Block 4064, Lot 72, (City's foreclosure was defective in that last transferee of record was not named)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-f.

Resolution authorizing Director of Finance to accept annual gift from University of Medicine and Dentistry of New Jersey for purpose of funding salary of one social caseworker who shall review and screen applicants for City general assistance at the hospital, sum of \$16,748., including salary and benefits commencing June 1, 1988; Director of Division of Public Welfare shall annually submit to UMDNJ the cost of funding such position by December 1 of each year; pursuant to N.J.S.A. 40A:5-29.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-g.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Technical Training Project, Inc., only responsible quote received, for period July 1, 1988 to June 30, 1989, for Laboratory Assistant Training Program, Number PY-88-17-01; total amount of contract shall not exceed \$40,000. for 10 participants; source of funds, New Jersey Department of Labor, Employment and Training Administration, Title II A Adults.
(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-h.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Worldwide Educational Services, lowest responsible quote received, for period July 1, 1988 to June 30, 1989, for Data Entry Clerk Training Program, Number PY-88-11-01-B; total amount of contract shall not exceed \$170,000. for 80 participants; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title II A Adults and Title IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-i.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Worldwide Educational Services, only responsible quote received, for period July 1, 1988 to June 30, 1989, for Clerk Typist Training Program, Number PY-88-08-01; total amount of contract shall not exceed \$156,000. for 60 participants; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title II A Adults and Title IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-j.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Urban League of Essex County, lowest responsible quote received, for period July 1, 1988 to June 30, 1989, for Word Processor Training Program, Number PY-88-32-01; total amount of contract shall not exceed \$160,000. for 50 participants; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title II A Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-k.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Essex County College, lowest responsible quote received, for period July 1, 1988 to June 30, 1989, for Data Entry Clerk Training Program, Number PY-88-11-01-A; total amount of contract shall not exceed \$72,000. for 36 participants; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title II A Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-l. Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Essex County College, only responsible quote received, for period July 1, 1988 to June 30, 1989, for Business Office Skills Training Program (Training, Inc.), Number PY-88-23-01; total amount of contract shall not exceed \$190,080. for 60 participants; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title II A Adults, II A Youth.
(Copy of resolution and correspondence submitted to each Member of the Council)
A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-m. Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Smith & Solomon School of Tractor Trailer Driving, only responsible quote received, for period July 1, 1988 to June 30, 1989, for Straight Truck Driver Training Program, Number PY-88-30-01-A; total amount of contract shall not exceed \$20,100. for 12 Dislocated Workers; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title III Dislocated Workers.
(Copy of resolution and correspondence submitted to each Member of the Council)
A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-n. Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Smith & Solomon School of Tractor Trailer Driving, only responsible quote received, for period July 1, 1988 to June 30, 1989, for Tractor Trailer Driving Training Program, Number PY-88-30-01-B; total amount of contract shall not exceed \$19,800. for 10 Dislocated Workers; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title III Dislocated Workers.
(Copy of resolution and correspondence submitted to each Member of the Council)
A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-o. Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with New Hope Skills Center, Inc., only responsible quote received, for period July 1, 1988 to June 30, 1989, for Construction Workers Training Program, Number PY-88-09-01; total amount of contract shall not exceed \$87,750. for 45 participants; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title II A Adults, II A Youth.
(Copy of resolution and correspondence submitted to each Member of the Council)
A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-p.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Work Oriented Rehabilitation, Inc., only responsible quote received, for period July 1, 1988 to June 30, 1989, for Employment and Training Program for former Substance Abusers, Number PY-88-13-01; total amount of contract shall not exceed \$327,844. for 175 participants; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title II A Adults, II A Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-q.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Newark Day Center, lowest responsible quote received, for period July 1, 1988 to June 30, 1989, for Child Care/Teacher's Aide Training Program, Number PY-88-07-01; total amount of contract shall not exceed \$80,000. for 40 participants in 4 cycles; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title II A Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-r.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Career Works, Inc., only responsible quote received, for period July 1, 1988 to June 30, 1989, for Hotel Service Workers Training Program, Number PY-88-16-01; total amount of contract shall not exceed \$185,850. for 100 participants; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title II A Adults and IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-s.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with General Technical Institute, only responsible quote received, for period July 1, 1988 to June 30, 1989, for Welder Training Program, Number PY-88-31-01; total amount of contract shall not exceed \$43,950. for 10 participants; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title NJJTP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-t. Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Newark Board of Education, for period July 1, 1988 to June 30, 1989, for Youth Tryout Employment Program, Number PY-88-33-01-N; total amount of contract shall not exceed \$165,589. for 180 participants; source of funds-New Jersey Department of Labor, Employment and Training Administration; (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-u. Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Essex County College, lowest responsible quote received, for period July 18, 1988 to April 14, 1989, for Digital Electronics Technician Training Program, Number PY-88-12-01-B; total amount of contract shall not exceed \$30,000. for 10 participants; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title 8%. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-v. Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with North Ward Center, Inc., lowest responsible quote received, for period September 1, 1988 to June 30, 1989, for Secretary Training Program, Number PY-88-28-01; total amount of contract shall not exceed \$110,000. for 40 participants; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title II A Adults, II A Youth. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-w. Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Essex County College, only responsible quote received, for period August 1, 1988 to June 30, 1989, for Accounts Clerk Training Program, Number PY-88-02-01; total amount of contract shall not exceed \$93,936. for 48 participants; source of funds New Jersey Department of Labor, Employment and Training Administration, Title 8. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

7-R-x. Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with North Ward Center, Inc., lowest responsible quote received, for period September 1, 1988 to June 30, 1989, for Word Processing Training Program, Number PY-88-32-01-A; total amount of contract shall not exceed \$72,000. for 26 participants; source of funds New Jersey Department of Labor, Employment and Training Administration, Title 3% Older Adults. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Payne.

Councilman Rice, through the Chair, directed the City Clerk to communicate with Director Ralph-Taylor, Mayor's Office of Employment and Training, requesting status report on these training programs.

7-R-y. Resolution rescinding Resolution 7-R-y, December 22, 1987, contract with Urban League of Essex County, for Employment and Training for Adults 55 Years and Older, for 10 participants in one seventeen week cycle, for sum not to exceed \$30,000., for period December 2, 1987 to June 30, 1988; Urban League of Essex County unable to recruit for the clientele population.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilmen Branch, Payne.

7-R-z. Resolution amending Resolution 7-R-dc (A.S.) adopted August 5, 1987, contract with Work Oriented Rehabilitation, Inc., for Employment and Training Services for Former Drug and Alcohol Abusers Training Program, Number PY 87-11-01, for 100 participants, for period July 1, 1987 to June 30, 1988; by changing sustaining level from 33 to 24 and insert new Budget Page 34 a; all other provisions remain unchanged.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilmen Branch, Payne.

7-R-ba. Resolution ratifying and authorizing Business Administrator to enter into contract with Chester F. Williams, Gregory Payton, Sherman N. Glasco, Moses Meyers, Jr. and Sara Humphrey, 5 responsible bids received, through the Division of Community Health, Substance Abuse Counselors to Provide Services to Homeless Individuals at Specified Shelters and Soup Kitchens, for period June 1, 1988 to May 31, 1989, in amount not to exceed \$13,377.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and, directing the City Clerk to communicate with Business Administrator Monteilh questioning why Business Administrator is authorized to enter into said contract instead of Director of Health and Human Services under whose jurisdiction these services are supplied was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilmen Branch, Payne.

7-R-bb.

Resolution ratifying and authorizing Business Administrator to enter into contract with Excel Air, Inc., 510 South Avenue, Garwood, New Jersey, 07027, lowest responsible bidder, to Provide Air Conditioning and Refrigeration Maintenance, Repairs and Parts, for period July 1, 1988 to June 30, 1989, in amount not to exceed \$150,000.; \$4,000. encumbered from 1988 Budget of Department of General Services, Division of Public Buildings; any additional 1988-89 expenditures are contingent upon and subject to the appropriation and certification of such funds in each year.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Payne.

7-R-bc.

Resolution authorizing Mayor and Director of Health and Human Services to enter into and execute contract with The Apostles' House for Provision of Transitional Housing for the Homeless Population of the City of Newark, in amount of \$63,600., for period September 1, 1988 through August 31, 1989; funds provided by H.U.D. (18 Grant Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Payne.

7-R-bd.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with New Jersey State Department of Health, to continue Urban Rodent Control Project, for period July 1, 1988 to June 30, 1989; total budget for said program is \$150,141.; no City funds shall be expended.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino, Payne.

7-R-be.

Resolution amending Resolution 7-R-bd, February 18, 1987, accepting funds from State of New Jersey, Department of Health, for Public Health Priority Funding, for period January 1, 1987 to December 31, 1987, in sum of \$492,398., for Health Promotion; Health Supervision for Infants and Pre-School Children; Adult Health and Health Services for School-Age Children; by changing grant amount from \$492,398 to \$411,616.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bf.

Resolution amending Resolution 7-R-h, February 3, 1988, accepting funds from State of New Jersey, Department of Health, for Public Health Priority Funding, for period January 1, 1988 to December 31, 1988, for providing health promotion, health supervision for infants and pre-school children, adult health, and health services for school-age children, in amount of \$500,663, by including 1987 carry over funds in amount of \$80,782., for a total 1988 grant award of \$581,445.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bg.

Resolution rescinding Resolution 7-R-g, April 20, 1988, Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with South Park Lighthouse, for provision of Emergency Shelter Services to the homeless population of the City of Newark, for period April 1, 1988 through March 31, 1989, total amount of contract is \$80,610.; execution of contract contingent upon appropriation of funds. (1035 Broad Street); failed to execute contract.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bh.

Resolution ratifying and authorizing Director of Finance to execute contract with Goldman, Beale Associates and P.G. Corbin & Company, for period July 1, 1988 to July 31, 1989, for purpose of providing financial advice and assistance in the sale of bonds and/or notes of the City; \$53,000. will be paid from proceeds of Bonds sold; cost of said services shall be paid from Capital Projects as a bond cost. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service"; pursuant to N.J.S.A. 40A:11-5 (1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bi.

Resolution amending Resolution 7-R-ba, September 2, 1987, contract with Studio Pedro E. Campos, for design services for new Police Department Complex to be constructed at 294 Avenue "P", for total sum of \$191,000., by correcting source of funding; no other changes to be made in said resolution.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bj.

Resolution authorizing Director of Engineering to submit a Municipal Tonnage Grant Application to New Jersey Office of Recycling and to accept the subsequent award.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bk.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes Sub-Regional Transportation Planning Agreement-\$75,710., funds available from Federal Highway Administration/Urban Mass Transportation Administration.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bl.

Resolution authorizing transfer of Housing and Community Development Act, Thirteenth Year funds, (HCDA XIII), from Budget Office, Salaries and Wages-\$2,240. to Law Department, Salaries and Wages-\$2,240.; pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bm.

Resolution supporting the efforts to obtain loans from Local Development Financing Fund to assist in financing of Nevada Court Urban Renewal, Inc., for construction of a 60,000 square foot shopping center with second floor offices at southeast corner of Nevada and Court Streets, containing medical offices, pharmacy, dry cleaner, restaurant and mini-market, TPC-\$3,851,860., LDFF Award-\$769,972, Program-\$193,000., New Jobs-100; New Community Manor Housing Corporation, for construction of a 53,000 square foot shopping center on a 3.3 acre parcel at the intersection of South Orange Avenue and Bergen Street, a Pathmark Supermarket will occupy 42,579 square feet with the remaining 10,000 square feet being reserved for small satellite stores, TPC-\$10,100,000., LDFF Award-\$1,380,000., New Jobs-153.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Ms. Alma Hemphill, Project Development Officer, NEDC and Developers met with the Council July 13, 1988)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bn.

Resolution appointing Carl Sharif, Alternate Number 1 Member of the Board of Adjustment for term expiring March 31, 1990.
(Mr. Sharif met with the Council July 13, 1988)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilman Carrino.

Absent During Roll Call: Councilman Payne.

July 13, 1988

7-R-bo.

Resolution rescinding Tax Abatement Agreement of Edward J. Haefeli Urban Renewal Developer for failure to pay outstanding taxes in amount of \$530,269.97 as required by its Financial Agreement with the City, authorized by Municipal Resolution 7-R-j, February 15, 1984, unless said entity within 30 days following receipt of certified copy of this resolution pays said outstanding taxes.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bp.

Resolution recognizing and commending Dr. Charles A. Baretski, Branch Manager of the Van Buren Branch Library, on the occasion of his retirement from the Newark Public Library on July 7, 1988, after forty-nine years of dedicated service.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bq.

Resolution recognizing and commending five Newark Police Officers, Captain John Mosca, Commander of the Narcotics Bureau, Detective Sergeant George Bagnall, and Detectives James Stewart, Kevin Schneider and Mario Genzone for assisting in the apprehension of two suspects who were in possession of illicit drugs.

(For action on this resolution, see page 2 in the minutes of this meeting.)

7-R-br.

Resolution approving Constable Bond in the amount of \$1,000. issued to Arthur Parker, as to form, amount and sufficiency.

A motion to adopt the resolution was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bs.

Resolution expressing profound sorrow and regret at the tragic deaths of Hackensack Firefighters Stephen Ennis, Leonard Radumski, William Krejsa, Lieutenant Richard Reinhausen and Captain Richard Williams, who lost their lives while in the line of duty.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bt.
(A.S.)

Resolution strongly supporting the New Jersey Historical Society's efforts to acquire funds from the New Jersey Historical Commission for its National Conference.

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

July 13, 1988

7-R-bu.
(A.S.)

Resolution recognizing and commending the 26th Annual Puerto Rican Day parade of New Jersey in Newark on July 31, 1988, and further declaring the week of July 25-31, 1988 as Puerto Rican Week in the City of Newark.

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A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bv.
(A.S.)

Resolution amending Resolution 7-R-t adopted November 4, 1987, known as Regional Contribution Agreement, with Municipality of East Hanover for purpose of providing funding for construction of 14 low and moderate income units; does not require expenditure of any municipal funds; by rolling payment to City of Newark on or before October 18, 1988, for all units that have been issued Certificates of Occupancy, deleting Paragraph C of payment procedure providing 7 low income and 7 moderate income housing units in order to satisfy terms and conditions of said agreement, changes number of units that can be replaced provided by City identified in Exhibit B for 14 instead of 42; all other terms and conditions remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bw.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to accept funds in amount of \$495,798.08 from New Jersey State Department of Education for SunUp Summer Food Service Program for Children for period July 5, 1988 to August 26, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-bx.
(A.S.)

Resolution approving Constable Bond in the amount of \$1,000. issued to Sidney Pope as to form, amount and sufficiency.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-by.
(A.S.)

Resolution authorizing Mayor in conjunction with Newark Economic Development Corporation to file an Urban Development Action Grant Application (UDAG) on behalf of New Community Housing Manor Corporation, 233 West Market Street, with United States Department of Housing and Urban Development; pursuant to Housing and Community Development of 1974, as amended and supplemented, for sum not to exceed \$3,000,000., to assist in the development of a 54,619 square foot neighborhood shopping center, to be located on South Orange Avenue, Thirteenth Avenue, Bergen and Camden Streets.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

July 13, 1988

7-R-bz.
(A.S.)

Resolution authorizing City Clerk to execute contract with Calvin Gibson Group, with principal offices at 86 Washington Street, East Orange, New Jersey, in amount of \$25,778., for purpose of updating, drafting, reproducing and providing in specified quantity maps of the entire City of Newark as well as each of the five wards within the City, all maps to conform to existing design, engineering specifications and configurations. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40:11-1 et. seq.)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-ca.
(A.S.)

Resolution recognizing and commending Robert E. Wallace, outstanding public servant, on his recent appointment as Deputy Commissioner of the New Jersey Department of Veterans Affairs and Defense.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-cb.
(A.S.)

Resolution authorizing City Clerk to execute contract with Joseph J. Messina, C.P.A., for purpose of providing accounting system to monitor and evaluate certain programs of nonprofit organizations funded or partially funded by City of Newark, in amount not to exceed \$25,000. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to N.J.S.A. 40A:11-1 et. seq.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-cc.
(A.S.)

Resolution authorizing Director of Engineering to execute Contract 87-25, Street Tree Take Down and Removal, with Dujets Tree Experts, Notch Road, West Paterson, New Jersey, only bid received, for \$400,000.; funds provided in 1988 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-cd.
(A.S.)

Resolution supporting Newark Pre-School Council, Inc., as the grantee agency and continuing funding for the Newark Head Start Program.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-ce.
(A.S.)

Resolution authorizing Mayor, in conjunction with Newark Economic Development Corporation, to file an Urban Development Action Grant ("UDAG") application on behalf of 153 Halsey Equities Group and P.S. Urban Renewal Equities Group, whose principal place of business is 55 Fifth Avenue, New York, New York 10003 with the United States Department of Housing and Urban Development pursuant to Housing and Community Development Act of 1974, as amended and supplemented, and in compliance with Federal Regulations governing said UDAG applications in amount of up to \$10 million. (Will assist in development of 1000-1300 car parking garage to be located on Campbell Street, Bank Street, Washington Street and University Avenue.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-cf.
(A.S.)

Resolution supporting efforts of Division of Recreation/Cultural Affairs to conduct its annual Summer Jamboree, to be held in City of Newark at Newark's School Stadium, as the reporting place for City of Newark's Recreation Centers, Summer Playground and Camp Watershed participants August 25, 1988; further authorizing Director of Health and Human Services to execute a Hold Harmless and Indemnification Agreement providing for indemnification to the Newark Board of Education for any claims arising out of use of School Stadium August 25, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Business Administrator Monteilh and Manager of Division of Recreation and Cultural Affairs Lightfoot to meet with the Council at its special conference scheduled for July 26, 1988 was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-cg.
(A.S.)

Resolution authorizing Mayor and Director of Development to submit application to New Jersey Department of Community Affairs/Neighborhood Preservation Balanced Housing Program for the Garden State Urban Renewal Corporation's/Renaissance Estates project, in amount of \$1,599,840., for 110 units of low and moderate housing.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-ch.
(A.S.)

Resolution adjusting compensation for employees in the Office of the City Clerk, represented by Newark Council #21.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

July 13, 1988

7-R-ci.
(A.S.)

Resolution strongly urging the Newark Housing Authority and the Newark Board of Education to adopt similar policies and procedures in order to increase the participation of minority business enterprises and women business enterprises within those respective agencies.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-cj.
(A.S.)

Resolution recognizing and commending Leonard S. Coleman, Jr., Commissioner of Community Affairs, for his many years of dedicated and meritorious service to the citizens of New Jersey.

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-ck.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Summer Food Service Program for Children/SUNUP-\$495,798.08, item available from New Jersey State Department of Education.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

MOTIONS.

7-M-a.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF ANTHONY J. KOSSUP, FATHER OF NEWARK FIRE DIRECTOR STANLEY KOSSUP was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-M-b.

A MOTION REQUESTING THAT A LETTER BE SENT TO DIRECTOR ZACH FOR A SURVEY OF ALL THE BRIDGES LEADING INTO THE CITY OF NEWARK TO ASCERTAIN THAT THEY ARE STRUCTURALLY SOUND AND PROPERLY PAVED was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-M-c.

A MOTION REQUESTING THE CITY ADMINISTRATION TO ESTABLISH A MEMORIAL WITH AN APPROPRIATE PLAQUE IN THE PARK LOCATED AT HUNTERDON STREET AND SPRINGFIELD AVENUE, IN REMEMBRANCE OF THOSE 26 PERSONS WHO LOST THEIR LIVES DURING THE 1967 DISTURBANCES was made by Councilman Branch, seconded by Councilman Grant and declared adopted President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Tucker.

7-M-d.

A MOTION REQUESTING THE SUPERINTENDENT OF SCHOOLS TO PROVIDE THE MUNICIPAL COUNCIL WITH A COPY OF THE BOARD OF EDUCATION'S CAPITAL IMPROVEMENT PLAN AS IT RELATES TO THE UPGRADE OF ALL THE CITY'S OLD SCHOOLS AND A STATUS REPORT ON THE PROGRESS OF SAID PLAN was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-M-e.

A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE AN ORDINANCE REQUIRING CERTAIN BUSINESS ESTABLISHMENTS TO MAINTAIN A SECURITY GUARD DURING REGULAR BUSINESS HOURS; FURTHER, REQUIRING THE FENCING OF BUSINESS ESTABLISHMENT PARKING LOTS TO PREVENT TRESPASSING AND LOITERING AFTER BUSINESS HOURS was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-M-f.

A MOTION REQUESTING THE ADMINISTRATION TO MOVE FORTHWITH TO EITHER NOTIFY THE OWNER OF THE PROPERTY AT 150-154 ROSEVILLE AVENUE TO CLEAR THE DEBRIS FROM SAID PROPERTY OR INITIATE THE NECESSARY ACTION TO HAVE THE CITY ITSELF CLEAR THE DEBRIS AND BILL THE OWNER THROUGH LEGAL ACTION FOR SUCH EXPENSE AS IS INCURRED was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Branch, Payne.

7-M-g.

A MOTION REQUESTING THE NEWARK HOUSING AUTHORITY TO MOVE FORTHWITH IN THE CLEANING UP OF PROPERTY LOCATED ADJACENT TO 250 GEORGIA KING VILLAGE ALSO KNOWN AS (BLOCK 1834, LOT 1), NEWARK, NEW JERSEY was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Branch, Payne.

7-M-h.

A MOTION REQUESTING THE LAW DEPARTMENT TO INITIATE CONDEMNATION PROCEEDINGS AND TO MOVE FORTHWITH IN OBTAINING TITLE TO THE PROPERTY KNOWN AS "NO NAME ALLEY" WHICH RUNS PARALLEL BETWEEN ALEXANDER STREET AND PINE GROVE TERRACE was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Branch, Payne.

July 13, 1988

- 7-M-i. A MOTION REQUESTING THE CITY ADMINISTRATION TO OBTAIN AND SUBMIT A COMPREHENSIVE LISTING OF ALL OF THOSE MINORITY CONTRACTORS THAT HAVE EXECUTED SUB-CONTRACTS WITH THE HOVNANIAN/VOGUE HOUSING UNIVERSITY HEIGHTS DEVELOPMENT PROJECT; AS WELL AS A LISTING OF THE NUMBER OF MINORITY EMPLOYEES AND THEIR RESPECTIVE TRADE CATEGORIES WHO HAVE WORKED ON SAID PROJECT TO DATE was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Payne.
- 7-M-j. A MOTION REQUESTING INFORMATION FROM DIRECTOR OF ENGINEERING ZACH ON THE STATUS OF THE DEMOLITION OF THE BUILDING AT THE CORNER OF ALPINE STREET AND ELIZABETH AVENUE was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Payne.
- 7-M-k. A MOTION DIRECTING THE CITY CLERK TO REQUEST THAT THE DIRECTOR OF ENGINEERING SUBMIT PROMPTLY THE APPROPRIATE LEGISLATION TO BLOCK OFF RUTH STREET AT THE INTERSECTION OF GROVE STREET was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Payne.
- 7-M-l. A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED FOR THE AUGUST 3, 1988 AGENDA OF THE MUNICIPAL COUNCIL "AN ORDINANCE AMENDING TITLE 17, OFFENSES, MISCELLANEOUS, CHAPTER 2, DISORDERLY CONDUCT, SECTION 17, OBSCENE OR INDECENT REPRESENTATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED" was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Payne.
- 7-M-m. A MOTION DIRECTING THE CITY CLERK TO INVITE COMMISSIONER OF DEPARTMENT OF COMMUNITY AFFAIRS COLEMAN, PRESIDING JUDGE MINOR, POLICE DIRECTOR COLEMAN, SUPERIOR COURT ASSIGNMENT JUDGE MARZULLI AND REPRESENTATIVES FROM THE PROSECUTOR'S OFFICE TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS THE CESSATION OF EARLY RELEASE DRUG DEALERS was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Payne.
- 7-M-n. A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED FOR THE AUGUST 3, 1988 AGENDA OF THE MUNICIPAL COUNCIL A "RESOLUTION SUPPORTING NEW JERSEY LEGISLATURE BILL S-1408 WHICH WOULD PROVIDE FOR THE REMOVAL OF TENANTS AND OTHER PERSONS FROM RENTED RESIDENTIAL PREMISES UNDER CERTAIN CIRCUMSTANCES INVOLVING VIOLATIONS OF THE NEW JERSEY CONTROLLED DANGEROUS SUBSTANCES ACT" was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Payne.

7-M-o.

A MOTION DIRECTING THE CITY CLERK TO FORWARD A TRANSCRIPT OF THE REMARKS MADE BY DR. JACK BAPTISTA UNDER "HEARINGS OF CITIZENS" IN THE MINUTES OF THIS MEETING TO THE POLICE DIRECTOR AND ESSEX COUNTY PROSECUTOR FOR WHATEVER ACTION THEY DEEM NECESSARY was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Branch, Payne.

7-M-p.

A MOTION REQUESTING THE ADMINISTRATION TO EXPLORE THE FEASIBILITY OF THE PROPOSED PLANS OF THE MACINO ENTERPRISES FOR CONSTRUCTION OF A 64-LANE BOWLING CENTER/MINI-MALL AT 847-859 AND 963 DOREMUS AVENUE, NEWARK, NEW JERSEY, was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Branch, Payne.

7-M-q.

A MOTION REQUESTING THE BUSINESS ADMINISTRATOR TO ASSIGN APPROPRIATE CITY PERSONNEL TO CLEAN UP, MAKE NECESSARY REPAIRS AND CUT THE GRASS ON PROPERTY COMMONLY KNOWN AS KRUEGER MANSION/SCOTT MANOR LOCATED AT 601 DR. MARTIN LUTHER KING, JR. BOULEVARD (BLOCK 2509, LOT 159), NEWARK, NEW JERSEY was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Payne.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received June 23, 1988, enclosing proposed "Ordinance to amend and ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services,' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of "Receptionist" in the Department of Health and Human Services.)"

(Receptionist

(35 Hours) (1) \$14,246.01 - \$17,000.48)

(Creating new title in Department of Health and Human Services to enable Department to effectuate a permanent appointment of an employee who is currently serving in title of Receptionist, Typing. Salary range for both titles are identical. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 3, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received June 23, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Investment Specialist in the Department of Finance.)"

(Investment Specialist
(35 Hours) (1) \$31,081.35 - \$37,462.50)

(Creating new title in Department of Finance to properly classify duties of employee who is currently serving in title of Senior System Analyst. Old title is common title. Fiscal Impact approximately \$1,700. Represented by Newark Council for first reading #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 3, 1988 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received June 23, 1988, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Hamilton Street."

(Adding: Hamilton Street, north side, from Liberty Street to McCarter Highway.

South side, from Columbia Street to McCarter Highway.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion directing the City Clerk to place this ordinance on the August 3, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received June 24, 1988, enclosing proposed "Ordinance approving an amendment to the Urban Renewal Plan for the Educational Center Urban Renewal Project, N.J.R.-50 (4th Amendment)"

(Generally bounded by the Passaic River on the east; Park Street on the south; Kitchell Street, Kitchell Place and Park Place on the west; and Saybrook Place on the north.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the August 3, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received June 24, 1988, enclosing proposed "Ordinance approving an amendment to the Urban Renewal Plan for the Fairmount Urban Renewal Project, N.J.R.-72 (9th Amendment)"

(Generally bounded by Central Avenue, West Market Street and Hartford Street on the north; Norfolk Street on the East; Twelfth Avenue on the south; Littleton Avenue and South Seventh Street on the west.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the August 3, 1988 Agenda of the Municipal Council for first reading was made by Councilman Harris, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Superintendent of Recreation and to Abolish the title of Manager, Division of Recreation and Cultural Affairs in the Department of Health and Human Services.)"

(Superintendent of Recreation (1) \$41,207.73 - \$50,088.04)

(Change in title to properly classify duties of employee and abolish old title. Salary remains unchanged. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, and amendments thereto (To create the title of Principal Buyer in the Department of Administration.)"

(Principal Buyer (35 Hours) (3) \$24,670.94 - \$29,685.18)

(Creating new title in Division of Purchasing; replaces three existing Senior buyer positions with three positions in new title. Fiscal Impact approximately \$3,760. Represented by Newark Council, #21, Civil Service Association.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 3, 1988 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Chief Sanitary Inspector and to abolish the title of Chief Sanitary Inspector, Environmental Sanitation in the Department of Health and Human Services.)"

(Chief Sanitary Inspector (40 Hours) (1) 1/1/88 \$26,448.94 - \$32,149.75)

(Change in title to properly classify duties of employee and abolish old title. Salary remains unchanged. Represented by Local 2299, A.F.S.C.M.E. (Inspectors))

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 3, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

July 13, 1988

- 8-i. The City Clerk presented Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Recreation Supervisor, Cultural Services and to abolish the title of Supervisor of Cultural Affairs in the Department of Health and Human Services.)"

(Recreation Supervisor,
Cultural Services (40 Hours) (1) \$28,120.23 - \$33,863.25)
(Change in title to properly classify duties of employee and abolish old title. Salary remains unchanged. Represented by Newark Council, #21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

- 8-j. The City Clerk presented Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-m) adopted May 4, 1977, as amended and supplemented (To create certain position titles and abolish other titles in the Department of Engineering.)"

(Senior Building
Inspector (40 Hours) (1) 1/1/88 \$25,584.45 - \$30,782.11

Senior Electrical
Inspector (40 Hours) (1) 1/1/88 25,584.45 - 30,782.11

Senior Plumbing
Inspector (40 Hours) (1) 1/1/88 25,584.45 - 30,782.11

Contractual Services
Coordinator (35 Hours) (1) 1/1/88 28,328.61 - 34,116.81)

(Three Senior Inspector titles are necessary to insure Department of Engineering is better able to expeditiously perform requisite inspections under the Uniform Construction Code. No additional funds are required for 1988. Title of Contractual Services Coordinator is result of New Jersey Department of Personnel reclassification. No change in salary. Three Senior Inspector titles represented by Local 2299 A.F.S.C.M.E. (Inspectors), Contractual Service Coordinator represented by Newark Council #21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 3, 1988 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Harris and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Payne.

- 8-k. The City Clerk presented Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To create the title of Community Relations Specialist, Part-Time.)"

(Community Relations Specialist,
Part-Time (20 Hours) (1) 1/1/88 \$15,000. - \$15,000.)

(Creating part-time position in Office of the Mayor. Fiscal Impact \$15,000. Since position is part time, not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

July 13, 1988

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

8-1.

The City Clerk presented Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance approving an amendment to the Redevelopment Plan and the Feasibility of Relocation for City Tax Blocks 408, 409, 403, 404, 407, 406, 405, 209, 207, 208, 227, 228, 229, 233, 234, 235, 236, 237 and 238 in their entirety."

(Springfield Avenue, South Orange Avenue, Howard Street, Thirteenth Avenue, Wickliffe Street, Warren Street, Norfolk Street, West Market Street, Richmond Street, Thirteenth Avenue, Boston Street, South Orange Avenue, Jones Street, to Springfield Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

8-m.

The City Clerk presented Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance approving the sale of premises commonly known as 1128 Broad Street A/K/A Block 901, Lot 42; 1130 Broad Street A/K/A Block 901, Lot 41; 73 Parkhurst Street A/K/A Block 901, Lot 44, and 75 Parkhurst Street A/K/A Block 901, Lot 1; pursuant to the provisions of N.J.S.A. 40A:12-13 (b)(1) (Essex County College)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 3, 1988 Agenda of the Municipal Council for first reading; further, directing the City Clerk to request Director of Development Lucas to provide the Municipal Council with the appraisal of subject property which will establish its fair market value was made by Councilman Rice, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Tucker.

8-n.

The City Clerk presented Proposed "Ordinance to amend Title 13A, Administration and Regulation of Solid Waste; Chapter 8, Littering. Section 1, Litter; General; Paragraph (b) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Requiring business merchants to sweep their sidewalks three times a day)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 3, 1988 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Tucker.

8-o.
(A.S.)

The City Clerk presented Proposed ordinance to amend Title 8, Businesses and Occupations; Chapter 2, Automobile Parking Lots Open to the General Public; Section 11, Signs; Paragraph (a) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Requires licensee to provide address and telephone number)

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-ba (A.S.) on page 11 in the minutes of this meeting)

8-p.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Newark Municipal Council and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-f) and 'An ordinance creating permanent positions in the Office of the City Clerk and establishing salaries therefor,' (6-S & F-e) and amendments thereto (To create the title and salary range for Student Assistant (College Intern Program) in the Office of the Municipal Council and City Clerk)"

(Student Assistant
(College Intern Program)
(Unscheduled Hours) \$7.00 \$7.00)
(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-bb (A.S.) on pages 11 and 12 in the minutes of this meeting)

8-q.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received July 13, 1988 enclosing proposed "Ordinance of the City of Newark conveying to the Newark Redevelopment and Housing Authority property at 45-51 Bruce Street, Block 426, Lot 9, for the nominal fee of one dollar (\$1.00) N.J.S.A. 40A:12-13 (b) (1)."

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-bc (A.S.) on page 12 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

9-a.

Communication from Business Administrator Monteilh, received May 20, 1988, enclosing proposed "Ordinance to amend and supplement Title 5, 'Amusements and Amusement Businesses,' Chapter 10, 'Carnivals', of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented governing the regulation of carnivals, street fairs and street festivals within the City of Newark."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council June 29, 1988)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilmen Carrino, Payne.

9-b.

Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the titles of Deputy Municipal Emergency Management Coordinator and Line Worker Helper, Fire in the Department of Fire)."

(Deputy Municipal Emergency
Management Coordinator (1) 1/1/88 \$35,320.90 - \$42,932.89

Line Worker Helper 1/1/88 14,781.90 - 17,349.37)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. One title in Management Class and other represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

July 13, 1988

A motion to defer action on the ordinance was made by the Council of 85 the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Payne.

9-c.

Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey' (6-S & F-bf) adopted November 22, 1966. (To create the titles of Line Worker and Supervising Line Worker and to abolish the titles of Lineman and Lineman, Foreman in the Department of Fire)."

(Line Worker (11) 1/1/88 \$25,500.00 - \$31,728.32

Supervising

Line Worker (2) 1/1/88 \$29,913.94 - \$31,054.46 - \$32,189.02)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. Represented by Firemen's Mutual Benevolent Association Local No. 4 and I.A.F.F. - Professional Fire Officers Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Payne.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from June 20, 1988 to July 6, 1988:

BINGO LICENSES

LICENSEE

LICENSE NUMBER

Hillside Auxiliary Foundation for
Servicing Children and Young Adults
with Learning Disabilities of New Jersey, Inc.

9832 (Amended)

RAFFLE LICENSES

LICENSEE

LICENSE NUMBER

Planned Parenthood Essex County
Beneficencia Algarvia, Inc.

9931 (Amended)
9940

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Payne.

July 13, 1988

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Payne.

This meeting adjourned at 3:45 P.M.

APPROVED:

Robert P. Marasco
City Clerk



Henry Martinez
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 3:10 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani,
President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Branch, Rice.

City Clerk Marasco read letter dated July 22, 1988, from Honorable Henry Martinez, President of the Municipal Council, calling a special meeting of the Municipal Council for Tuesday, July 12, 1988, at 10:00 A.M. or as soon thereafter as practical in the Council Chamber, Second Floor, City Hall, Newark, to consider the following legislation:

- a. Bond ordinance reappropriating cash balances from previously adopted Water Capital Ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations and transferring \$122,302.28 to the Water Capital Surplus Fund. (6-Ph, S & F-1, deferred July 13, 1988)
- b. Bond ordinance providing for various water improvements and appropriating \$6,330,000. therefor and authorizing the issuance of \$6,013,500. bonds or notes of the city for financing the cost of said water improvements and making the down payment therefor authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey. (6-Ph, S & F-m, deferred July 13, 1988)
- c. Bond ordinance providing for various general improvements and appropriating \$26,993,000. therefor and authorizing the issuance of \$25,643,000. bonds or notes of the city for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey. (6-Ph, S & F-n, deferred July 13, 1988)
- d. Bond ordinance reappropriating cash balances from previously adopted capital ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations in the amount of \$6,845,999.70, and transferring \$5,362,226.70 to the Capital Surplus Fund and appropriating \$5,107,062. from the Capital Surplus Fund to the purpose set forth herein, for various capital improvements authorized or to be authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey, and amending certain ordinances to reflect such increased appropriation; and amending a bond authorization and transferring the \$74,200. down payment to the Capital Improvement Fund. (6-Ph, S & F-o, deferred July 13, 1988)
- e. Bond ordinance authorizing the appropriation of a sum not to exceed \$23,000,000. and authorizing the issuance of refunding bonds or notes of the City of Newark, New Jersey, in a principal amount not to exceed \$23,000,000. in and for the City of Newark, in the County of Essex, State of New Jersey, to refund in full or in part the outstanding balance of general improvement bonds and water bonds of the city, to authorize the execution of a refunding agreement to provide for the purchase of obligations of the United States of America to redeem in full or in part such outstanding balance and to finance the cost of issuing such refunding bonds on behalf of the City and to provide for the issuance of such refunding bonds. (6-Ph, S & F-p, deferred July 13, 1988)
- f. Bond Ordinance amending in its entirety bond ordinance 6-S & F-1 adopted November 17, 1986 as amended in its entirety by bond ordinance 6-S & F-q adopted on June 24, 1987 entitled: "Bond ordinance for the rehabilitation and renovation of the Belleville Reservoir Complex and Appurtenances and Improvements related thereto designated as Capital Project number 860A; appropriating \$3,270,000. and authorizing the issuance of \$3,270,000. bonds or notes of the City of Newark, County of Essex, New Jersey for said purpose and authorizing in lieu of issuance of bonds or notes, the entry into a loan agreement with the State of New Jersey

pursuant to the Water Supply Bond Act of 1981 (P.L. 1981, c 261) in said amount and for said purpose," authorized to be undertaken in and by the City of Newark in the County of Essex, New Jersey, to provide for an additional appropriation and debt authorization for a total appropriation of \$10,000,000. and a total authorization of \$9,810,000. of bonds or notes of City of Newark, in the County of Essex, New Jersey for the financing of various water system capital improvements.

- g. Bond ordinance amending a bond ordinance entitled "Bond ordinance providing for various general improvements and appropriating \$26,993,000. therefore and authorizing the issuance of \$25,643,000. bonds or notes of the city for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey," by deleting a purpose and reducing said appropriation in the amount of \$1,800,000. and reducing the authorization of bonds or notes in the amount of \$1,710,000. and deleting the \$90,000. down payment appropriation for said purpose designated as Capital Project 8883 relating to Construction of a Walkway from the Legal and Communications Building and to make such other conforming changes as are necessary and to authorize and reauthorize the appropriation of \$25,193,000. therefor and the issuance of \$23,933,000. bonds or notes of the City for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.
- h. Bond ordinance providing for the construction of a public walkway in the Raymond Boulevard and McCarter Highway vicinity and appropriating \$1,800,000. therefor and authorizing the issuance of \$1,710,000. bonds or notes of the City for financing the cost and making the down payment for said improvement authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.
1. Resolution authorizing the Director of Finance to apply to the Local Finance Board of the State of New Jersey for approval of a bond ordinance entitled: Bond Ordinance amending in its entirety bond ordinance 6-S & F-1 adopted November 17, 1986 as amended in its entirety by bond ordinance 6-S & F-q adopted on June 24, 1987 entitled: "Bond ordinance for the rehabilitation and renovation of the Belleville Reservoir Complex and Appurtenances and Improvements related thereto designated as Capital Project number 860A; appropriating \$3,270,000. and authorizing the issuance of \$3,270,000. bonds or notes of the City of Newark, County of Essex, New Jersey for said purpose and authorizing in lieu of issuance of bonds or notes, the entry into a loan agreement with the State of New Jersey pursuant to the Water Supply Bond Act of 1981 (P.L. 1981, c 261) in said amount and for said purpose," authorized to be undertaken in and by the City of Newark in the County of Essex, New Jersey, to provide for an additional appropriation and debt authorization for a total appropriation of \$10,000,000. and a total authorization of \$9,810,000. of bonds or notes of City of Newark, in the County of Essex, New Jersey for the financing of various water system capital improvements.
2. Resolution authorizing the Director of Finance to apply to the Local Finance Board qualification of bonds to be issued pursuant to an ordinance entitled: "A Bond ordinance amending a bond ordinance entitled: 'Bond ordinance providing for various general improvements and appropriating \$26,993,000. therefore and authorizing the issuance of \$25,643,000. bonds or notes of the city for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey,' by deleting a purpose and reducing said appropriation in the amount of \$1,800,000. and reducing the authorization of bonds or notes in the amount of \$1,710,000. and deleting the \$90,000. down payment appropriation for said purpose designated as Capital Project 8883 relating to Construction of a Walkway from the Legal and Communications Building and to make such other conforming changes as are necessary and to authorize and reauthorize the appropriation of \$25,193,000. therefor and the issuance of \$23,933,000. bonds or notes of the City for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey," in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq.

3. Resolution authorizing the Director of Finance to apply to the Local Finance Board for qualification of bonds to be issued pursuant to an ordinance entitled: "Bond ordinance providing for the construction of a public walkway in the Raymond Boulevard and McCarter Highway vicinity and appropriating \$1,800,000. therefor and authorizing the issuance of \$1,710,000. bonds or notes of the City for financing the cost and making the down payment for said improvement authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey." in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq.

City Clerk Marasco further read letter dated July 22, 1988, from Honorable Henry Martinez, President of the Municipal Council, requesting to add the following to the call of the Special Meeting for Tuesday, July 26, 1988, at 10:00 A.M. or as soon thereafter as practical in the Council Chamber, Second Floor, City Hall, Newark, New Jersey.

Resolution amending the 1988 Capital Budget by providing appropriation for Capital Project 8883, the construction of a public walkway in the Raymond Boulevard and McCarter Highway vicinity, in the total amount of \$1,800,000.

Resolution amending the 1988 Capital Budget by providing for the appropriation for certain Capital Projects in the total amount of \$25,193,000.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Journal and by posting on the designated bulletin board in the basement of City Hall."

A motion to consider Motion 7-M-a at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Rice.

7-M-a. (S)

A MOTION DIRECTING THE LAW DEPARTMENT, IN CONJUNCTION WITH THE FINANCE DEPARTMENT TO MEET WITH THE REPRESENTATIVES OF THE NEDC RIVERFRONT CORPORATION AND OTHER PARTIES AS NECESSARY TO ESTABLISH CONTRACTUAL AGREEMENTS AND OTHER APPROPRIATE LEGISLATIVE DOCUMENTS TO SATISFY THE MUNICIPAL COUNCIL'S CONCERNS AS TO THE VIABILITY OF THE LEGAL COMMUNICATIONS CENTER PROJECT; FURTHER, THAT THE \$1.8 MILLION REQUIRED FOR THE PUBLIC WALKWAY WILL BE PAID BACK TO THE CITY BY NEDC RIVERFRONT CORPORATION FROM THE REVENUES OF THE PROPOSED PARKING GARAGE was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Rice.

A motion to consider Item 8-a (S) on Ordinances on First Reading was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Rice.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a. (S)

The City Clerk read A bond Ordinance amending in its entirety bond ordinance 6-S & F-1 adopted November 17, 1986 as amended in its entirety by bond ordinance 6-S & F-q adopted on June 24, 1987 entitled: "Bond ordinance for the rehabilitation and renovation of the Belleville Reservoir Complex and Appurtenances and Improvements related thereto designated as Capital Project number 860A; appropriating \$3,270,000. and authorizing the issuance of \$3,270,000. bonds or notes of the City of Newark, County of Essex, New Jersey for said purpose and authorizing in lieu of issuance of bonds or notes, the entry into a loan agreement with the State of New Jersey pursuant to the Water Supply Bond Act of 1981 (P.L. 1981, c 261) in said amount and for said purpose," authorized to be undertaken in and by the City of Newark in the County of Essex, New Jersey, to provide for an additional appropriation and debt authorization for a total appropriation of \$10,000,000. and a total authorization of \$9,810,000. of bonds or notes of City of Newark, in the County of Essex, New Jersey for the financing of various water system capital improvements. (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Rice.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

A motion to consider Item 8-b (S) on Ordinances on First Reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Rice.

6-F-b. (S)

The City Clerk read A bond ordinance amending a bond ordinance entitled "Bond ordinance providing for various general improvements and appropriating \$26,993,000. therefore and authorizing the issuance of \$25,643,000. bonds or notes of the city for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey," by deleting a purpose and reducing said appropriation in the amount of \$1,800,000. and reducing the authorization of bonds or notes in the amount of \$1,710,000. and deleting the \$90,000. down payment appropriation for said purpose designated as Capital Project 8883 relating to Construction of a Walkway from the Legal and Communications Building and to make such other conforming changes as are necessary and to authorize and reauthorize the appropriation of \$25,193,000. therefor and the issuance of \$23,933,000. bonds or notes of the City for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Rice.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

A motion to consider Item 8-c (S) on Ordinances on First Reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Rice.

6-F-c. (S)

The City Clerk read A bond ordinance providing for the construction of a public walkway in the Raymond Boulevard and McCarter Highway vicinity and appropriating \$1,800,000. therefor and authorizing the issuance of \$1,710,000. bonds or notes of the City for financing the cost and making the down payment for said improvement authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Tucker, Villani, President Martinez.

No: Councilman Harris.

Absent: Councilmen Branch, Rice.

President Martinez: The yeses are six, the noes are one and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-S & F-a.(S)

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance reappropriating cash balances from previously adopted Water Capital Ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations and transferring \$122,302.28 to the Water Capital Surplus Fund.

(Copy of ordinance and correspondence submitted to each Member of the Council).

(Approved by Division of Local Government Services)

(Public Hearing Closed)

July 26, 1988

A motion to adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Rice.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-b.(S)

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance providing for various water improvements and appropriating \$6,330,000. therefor and authorizing the issuance of \$6,013,500. bonds or notes of the city for financing the cost of said water improvements and making the down payment therefor authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Division of Local Government Services)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Rice.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-c. (S)

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance providing for various general improvements and appropriating \$26,993,000. therefor and authorizing the issuance of \$25,643,000. bonds or notes of the city for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Division of Local Government Services)

(Public Hearing Closed)

(Business Administrator Monteilh, Corporation Counsel Grant; Finance Director Jean; Engineering Director Zach; Newark Economic Development Corporation Executive Director Faiella, Mr. George Hanley, Frohling and Hanley met with Council July 26, 1988.)

A motion to adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Rice.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-d.(S)

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance reappropriating cash balances from previously adopted capital ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations in the amount of \$6,845,999.70, and transferring \$5,362,226.70 to the Capital Surplus Fund and appropriating \$5,107,062. from the Capital Surplus Fund to the purpose set forth herein, for various capital improvements authorized or to be authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey, and amending certain ordinances to reflect such increased appropriation; and amending a bond authorization and transferring the \$74,200. down payment to the Capital Improvement Fund.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Division of Local Government Services)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Branch, Rice.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-e. (S)

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance authorizing the appropriation of a sum not to exceed \$23,000,000. and authorizing the issuance of refunding bonds or notes of the City of Newark, New Jersey, in a principal amount not to exceed \$23,000,000. in and for the City of Newark, in the County of Essex, State of New Jersey, to refund in full or in part the outstanding balance of general improvement bonds and water bonds of the city, to authorize the execution of a refunding agreement to provide for the purchase of obligations of the United States of America to redeem in full or in part such outstanding balance and to finance the cost of issuing such refunding bonds on behalf of the City and to provide for the issuance of such refunding bonds.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Division of Local Government Services)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Branch, Rice.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

RESOLUTIONS.

7-R-a.(S) Resolution authorizing the Director of Finance to apply to the Local Finance Board of the State of New Jersey for approval of a bond ordinance entitled: "Bond Ordinance amending in its entirety bond ordinance 6-S & F-1 adopted November 17, 1986 as amended in its entirety by bond ordinance 6-S & F-q adopted on June 24, 1987 entitled: 'Bond ordinance for the rehabilitation and renovation of the Belleville Reservoir Complex and Appurtenances and Improvements related thereto designated as Capital Project number 860A; appropriating \$3,270,000. and authorizing the issuance of \$3,270,000. bonds or notes of the City of Newark, County of Essex, New Jersey for said purpose and authorizing in lieu of issuance of bonds or notes, the entry into a loan agreement with the State of New Jersey pursuant to the Water Supply Bond Act of 1981 (P.L. 1981, c 261) in said amount and for said purpose,' authorized to be undertaken in and by the City of Newark in the County of Essex, New Jersey, to provide for an additional appropriation and debt authorization for a total appropriation of \$10,000,000. and a total authorization of \$9,810,000. of bonds or notes of City of Newark, in the County of Essex, New Jersey for the financing of various water system capital improvements."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Rice.

7-R-b. (S)

Resolution authorizing the Director of Finance to apply to the Local Finance Board qualification of bonds to be issued pursuant to an ordinance entitled: "A Bond ordinance amending a bond ordinance entitled: 'Bond ordinance providing for various general improvements and appropriating \$26,993,000. therefore and authorizing the issuance of \$25,643,000. bonds or notes of the city for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey,' by deleting a purpose and reducing said appropriation in the amount of \$1,800,000. and reducing the authorization of bonds or notes in the amount of \$1,710,000. and deleting the \$90,000. down payment appropriation for said purpose designated as Capital Project 8883 relating to Construction of a Walkway from the Legal and Communications Building and to make such other conforming changes as are necessary and to authorize and reauthorize the appropriation of \$25,193,000. therefor and the issuance of \$23,933,000. bonds or notes of the City for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey," in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Rice.

7-R-c (S)

Resolution authorizing the Director of Finance to apply to the Local Finance Board for qualification of bonds to be issued pursuant to an ordinance entitled: "Bond ordinance providing for the construction of a public walkway in the Raymond Boulevard and McCarter Highway vicinity and appropriating \$1,800,000. therefor and authorizing the issuance of \$1,710,000. bonds or notes of the City for financing the cost and making the down payment for said improvement authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey." in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Payne, Tucker, Villani, President Martinez.
 No: Councilman Harris.
 Absent: Councilmen Branch, Rice.

7-R-d (S)

Resolution amending the 1988 Capital Budget by providing appropriation for Capital Project 88B3, the construction of a public walkway in the Raymond Boulevard and McCarter Highway vicinity, in the total amount of \$1,800,000.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.
 Absent: Councilmen Branch, Rice.

7-R-e. (S)

Resolution amending the 1988 Capital Budget by providing for the appropriation for certain Capital Projects in the total amount of \$25,193,000.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.
 Absent: Councilmen Branch, Rice.

7-R-f. (S)

Resolution amending the 1988 Capital Budget by providing for a Capital Project previously designated Number 860A and redesignated as Number 870A for the rehabilitation and improvement of the Belleville Reservoir Complex, the Cedar Grove Reservoir Complex, the Valley Road Rechlorination Facilities and Pequannock Aqueducts and related improvements and appurtenances, for which the appropriation for said project is \$10,000,000.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.
 Absent: Councilmen Branch, Rice.

MOTIONS.

7-M-a. (S)

A MOTION DIRECTING THE LAW DEPARTMENT, IN CONJUNCTION WITH THE FINANCE DEPARTMENT TO MEET WITH THE REPRESENTATIVES OF THE NEDC RIVERFRONT CORPORATION AND OTHER PARTIES AS NECESSARY TO ESTABLISH CONTRACTUAL AGREEMENTS AND OTHER APPROPRIATE LEGISLATIVE DOCUMENTS TO SATISFY THE MUNICIPAL COUNCIL'S CONCERNS AS TO THE VIABILITY OF THE LEGAL COMMUNICATIONS CENTER PROJECT; FURTHER, THAT THE \$1.8 MILLION REQUIRED FOR THE PUBLIC WALKWAY WILL BE PAID BACK TO THE CITY BY NEDC RIVERFRONT CORPORATION FROM THE REVENUES OF THE PROPOSED PARKING GARAGE.

(For action on this motion, see page 3 in the minutes of this meeting)

July 26, 1988

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.

8-a. (S)

The City Clerk presented Communication from Business Administrator Monteilh, received July 26, 1988, enclosing proposed "Bond Ordinance amending in its entirety bond ordinance 6-S & F-1 adopted November 17, 1986 as amended in its entirety by bond ordinance 6-S & F-q adopted on June 24, 1987 entitled: "Bond ordinance for the rehabilitation and renovation of the Belleville Reservoir Complex and Appurtenances and Improvements related thereto designated as Capital Project number 860A; appropriating \$3,270,000. and authorizing the issuance of \$3,270,000. bonds or notes of the City of Newark, County of Essex, New Jersey for said purpose and authorizing in lieu of issuance of bonds or notes, the entry into a loan agreement with the State of New Jersey pursuant to the Water Supply Bond Act of 1981 (P.L. 1981, c 261) in said amount and for said purpose," authorized to be undertaken in and by the City of Newark in the County of Essex, New Jersey, to provide for an additional appropriation and debt authorization for a total appropriation of \$10,000,000. and a total authorization of \$9,810,000. of bonds or notes of City of Newark, in the County of Essex, New Jersey for the financing of various water system capital improvements."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-a (S) on page 4 in the minutes of this meeting)

8-b. (S)

The City Clerk presented Communication from Business Administrator Monteilh, received July 26, 1988, enclosing proposed "Bond ordinance amending a bond ordinance entitled "Bond ordinance providing for various general improvements and appropriating \$26,993,000. therefore and authorizing the issuance of \$25,643,000. bonds or notes of the city for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey," by deleting a purpose and reducing said appropriation in the amount of \$1,800,000. and reducing the authorization of bonds or notes in the amount of \$1,710,000. and deleting the \$90,000. down payment appropriation for said purpose designated as Capital Project 8883 relating to Construction of a Walkway from the Legal and Communications Building and to make such other conforming changes as are necessary and to authorize and reauthorize the appropriation of \$25,193,000. therefor and the issuance of \$23,933,000. bonds or notes of the City for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-b (S) on pages 4 and 5 in the minutes of this meeting)

8-c. (S)

The City Clerk presented Communication from Business Administrator Monteilh, received July 26, 1988, enclosing proposed "Bond ordinance providing for the construction of a public walkway in the Raymond Boulevard and McCarter Highway vicinity and appropriating \$1,800,000. therefor and authorizing the issuance of \$1,710,000. bonds or notes of the City for financing the cost and making the down payment for said improvement authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-c (S) on page 5 in the minutes of this meeting)

July 26, 1988


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ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani,
President Martinez.
Absent: Councilmen Branch, Rice.

The meeting adjourned at 3:21 P.M.

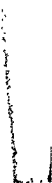
APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President



A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:17 P. M.

The audience arose for the National Anthem.

The Invocation was offered by Councilman Ralph T. Grant, Jr.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Grant, Harris, Payne, Rice, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Gerard Gilliam, Intergovernmental Liaison Officer Joseph Bradley, Legislative Research Officers John Nulty, Elmer Herrmann and Tom Jones, Public Relations Consultants Edna Bailey and Carol Patterson, Lieutenant Detective James Reed and Detective James Miller, Jr., Sergeant-At-Arms.

Absent: Councilman Branch.

(Councilman Carrino arrived 1:20 P. M.)

(Councilman Tucker arrived 1:25 P. M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231 Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987 the schedule of regular meetings and conferences of the Newark Municipal Council."

(Councilman Carrino arrived 1:20 P. M.)

A motion to consider Resolutions 7-R-ci, and 7-R-ca, (A.S.), adopted July 13, 1988 was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Branch, Tucker.

7-R-ci.

Resolution recognizing and commending Mrs. Jennie Bagley-Thornton on the joyous occasion of her 98th birthday joyfully celebrated on June 30, 1988.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Branch, Tucker.

(Councilman Tucker arrived 1:25 P. M.)

Councilman Rice, on behalf of the Members of the Municipal Council read and presented a suitably inscribed resolution to Mrs. Thornton and wished her good health and happiness.

Mrs. Thornton thanked the Members of the Municipal Council and expressed her appreciation for this resolution.

Resolution recognizing and commending Mr. Robert E. Wallace on his appointment as Deputy Commissioner of the New Jersey Department of Veterans Affairs and Defense by Governor Thomas H. Kean. (7-R-ca, July 13, 1988)

Councilman Rice, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Wallace.

Mr. Wallace expressed his appreciation to the Members of the Municipal Council for this commending resolution.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented **Financial Statement and Audit of Parking Authority of the City of Newark, covering six month period ending December 31, 1987.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made thereon to the Council was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.

/ 4-b.

The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance, held June 16, 1988.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.

/ 4-c.

The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North Meeting, held June 9, 1988.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.

4-d.

The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held June 9, 1988.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.

/ 4-e.

The City Clerk presented **Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for the month of June, 1988.**

A motion to approve "Report of Contracts Awarded" recommended by Purchasing Agent and approved by Business Administrator for month of June, 1988 subject to receipt of resolutions required by contracts which must be awarded by Municipal Council for J. Pinho & Son, S. Cooper Bros. Trucking - Leasing of tandem dump trucks with drivers-\$250,000.; Various, Leasing of tandem trucks and 2 cu. yd. front end loaders with drivers-\$750,000., P. Litterio, Inc., Overhead Door Maintenance Service-\$100,000., Drew Funeral Home, Burial of Indigent Dead-\$200,000. was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.

/ 4-f.

The City Clerk presented **Interim Audit Report of City of Newark, for six months ended June 30, 1988, submitted by Samuel Klein and Company, Certified Public Accountants.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made thereon to the Council was made by Council of the Whole and adopted by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.
 Absent: Councilman Branch.

4-g. The City Clerk presented Report on Examination of Accounts for the year 1986, submitted by Samuel Klein and Company, Certified Public Accountants.
 (Copy submitted to each Member of the Council)

A motion that the 1986 Audit Report be received and staff study be made thereon to the Council was made by the Council of the Whole and adopted by the following vote:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.
 Absent: Councilman Branch.

4-h. The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held June 14, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.
 Absent: Councilman Branch.

4-i. The City Clerk presented Copy of Minutes of Meeting of Housing Authority of the City of Newark, held June 14, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.
 Absent: Councilman Branch.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a. The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.
 (Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani,
 President Martinez.
 Absent During Roll Call: Councilman Rice.
 Absent: Councilman Branch.

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6-F-b.

The City Clerk read An ordinance to amend and supplement Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Article 28, Newark Landmarks and Historic District Commission, Section 18, et seq., of the Revised Ordinances of the City of Newark, New Jersey, (1966) as amended and supplemented (By conforming R.O. 2:2-138, et seq., to the requirements of P.L. 1985, Ch. 516).

(Amendment necessitated due to recent amendments in Municipal Land Use Law wherein State Legislature established procedures and methodologies for establishment of a historic preservation commission and ways of identifying historic buildings.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Branch.

6-F-c.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance establishing medical, dental and prescription health benefits for officials and employees of the City of Newark as herein defined", (6-S & F-d) adopted March 3, 1982, as amended and supplemented. (To adjust health insurance entitlement)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Branch.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

6-F-d.

The City Clerk read An ordinance to amend and supplement Title 2, Administration, Chapter 7, Department of Finance, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By establishing a Division of Tax Abatement and Special Tax).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Monteilh, Corporation Counsel Grant and Director of Finance Jean met with the Council June 29, 1988)

(Corporation Counsel Grant and Mr. Joseph Faccone, Samuel Klein and Company met with the Council August 2, 1988)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Branch.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

6-F-e.

The City Clerk read An ordinance to amend and ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of "Receptionist" in the Department of Health and Human Services.)

(Receptionist
(35 Hours) (1) \$14,246.01 - \$17,000.48)

(Creating new title in Department of Health and Human Services to enable Department to effectuate a permanent appointment of an employee who is currently serving in title of Receptionist, Typing. Salary range for both titles are identical. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

6-F-f.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Investment Specialist in the Department of Finance.)

(Investment Specialist
(35 Hours) (1) \$31,081.35 - \$37,462.50)

(Creating new title in Department of Finance to properly classify duties of employee who is currently serving in title of Senior System Analyst. Old title is common title. Fiscal Impact approximately \$1,700. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

6-F-g.

The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Hamilton Street.

(Adding: Hamilton Street, north side, from Liberty Street to McCarter Highway. South side, from Columbia Street to McCarter Highway.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

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6-F-h.

The City Clerk read An ordinance approving an amendment to the Urban Renewal Plan for the Educational Center Urban Renewal Project, N.J.R.-50 (4th Amendment)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Generally bounded by the Passaic River on the east; Park Street on the south; Kitchell Street, Kitchell Place and Park Place on the west; and Saybrook Place on the north.)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

6-F-i.

The City Clerk read An ordinance approving an amendment to the Urban Renewal Plan for the Fairmount Urban Renewal Project, N.J.R.-72 (9th Amendment)

(Generally bounded by Central Avenue, West Market Street and Hartford Street on the north; Norfolk Street on the East; Twelfth Avenue on the south; Littleton Avenue and South Seventh Street on the west.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

6-F-j.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, and amendments thereto (To create the title of Principal Buyer in the Department of Administration.)

(Principal Buyer

(35 Hours)

(3)

\$24,670.94 - \$29,685.18)

(Creating new title in Division of Purchasing; replaces three existing Senior buyer positions with three positions in new title. Fiscal Impact approximately \$3,760. Represented by Newark Council, #21, Civil Service Association.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

6-F-k. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Chief Sanitary Inspector and to abolish the title of Chief Sanitary Inspector, Environmental Sanitation in the Department of Health and Human Services.)

(Chief Sanitary
Inspector (40 Hours) (1) 1/1/88 \$26,448.94 - \$32,149.75)
(Change in title to properly classify duties of employee and abolish old
title. Salary remains unchanged. Represented by Local 2299, A.F.S.C.M.E.
(Inspectors))
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

6-F-l. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-m) adopted May 4, 1977, as amended and supplemented (To create certain position titles and abolish other titles in the Department of Engineering.)

(Senior Building
Inspector (40 Hours) (1) 1/1/88 \$25,584.45 - \$30,782.11

Senior Electrical
Inspector (40 Hours) (1) 1/1/88 25,584.45 - 30,782.11

Senior Plumbing
Inspector (40 Hours) (1) 1/1/88 25,584.45 - 30,782.11

Contractual Services
Coordinator (35 Hours) (1) 1/1/88 28,328.61 - 34,116.81)

(Three Senior Inspector titles are necessary to insure Department of Engineering is better able to expeditiously perform requisite inspections under the Uniform Construction Code. No additional funds are required for 1988. Title of Contractual Services Coordinator is result of New Jersey Department of Personnel reclassification. No change in salary. Three Senior Inspector titles represented by Local 2299 A.F.S.C.M.E. (Inspectors), Contractual Service Coordinator represented by Newark Council #21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

6-F-m. The City Clerk read An ordinance approving the sale of premises commonly known as 1128 Broad Street A/K/A Block 901, Lot 42; 1130 Broad Street A/K/A Block 901, Lot 41; 73 Parkhurst Street A/K/A Block 901, Lot 44, and 75 Parkhurst Street A/K/A Block 901, Lot 1; pursuant to the provisions of N.J.S.A. 40A:12-13 (b)(1)

(Essex County College).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

6-F-n.

The City Clerk read An ordinance to amend Title 13A, Administration and Regulation of Solid Waste; Chapter 8, Littering. Section 1, Litter; General; Paragraph (b) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Requiring business merchants to sweep their sidewalks three times a day)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

A motion to consider Item 8-q (A.S.) on Ordinances on First Reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

6-F-o.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Assistant Supervisor, Sanitation in the Department of Engineering).

(Assistant Supervisor, Sanitation (5) \$16,670.59 - \$20,194.90)

(Change in title due to reclassification of New Jersey Department of Personnel. No salary change. Represented by Local 2297, A.F.S.C.M.E.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

At a later time in the meeting, a motion to consider Item 8-p (A.S.) on Ordinances on First Reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

6-F-p.

The City Clerk read An ordinance amending Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Section 40.2, Membership of Council; appointment; terms; powers and duties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By adding thereto representatives from the Newark Housing Authority and the Newark Board of Education.)" (Membership of Affirmative Action Review Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

A motion to consider Resolution 7-R-cd, (A.S.) at this time was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

7-R-cd.

Resolution approving Tax Abatement and Financial Agreement for University Heights Neighborhood Urban Renewal Non-profit Corporation, for construction, maintenance and operation of a commercial and residential condominium project (condominium homes with one assigned parking space for each unit, a day care center in separate two story building adjacent to the condominium with office space, meeting and community rooms for condominium Association) located at 306-384 Littleton Avenue; 65-80 Sixteenth Avenue; 317-389 Fairmount Avenue; 395-409 Fifteenth Avenue (Blocks 294, all lots, 299; Lots 1-6, 9-16, 42-52) granting exemption from taxation on improvements for residential condominium project for period 30 years and commercial condominium project for period of 15 years from the date of issuance of certificate of occupancy, pursuant to N.J.S.A. 40:55C-65, only so long as the entity is subject to, and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by deleting the portion of Phase II of the project which refers to the construction of a day care center and approving the remainder of the project which refers to the construction of 70 condominium units. The day care center project must be resubmitted under different entity's name as required by state statutes, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

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A motion to consider Item 8-m on Ordinances on First Reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

6-F-q.
(A.S.)

The City Clerk read An ordinance amending Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, Section 17, Obscene or Indecent Representations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (Requiring the concealment of obscene materials from minors.)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

A motion to consider Item 8-n on Ordinances on First Reading was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

6-F-r.
(A.S.)

The City Clerk read An ordinance to amend Title 27, Zoning, Chapter 3, District Regulations, Article 6, Second Business District Regulations, Section 28, Use Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding thereto Go-Go establishments).

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

A motion to consider Item 8-s, (A.S.) on Ordinances on First Reading was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

No: Councilman Rice.

Absent: Councilman Branch.

6-F-s.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Offices of the Municipal Council and City Clerk and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented (To adjust the salary range for Aide to Council President and Executive Secretary.)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

No: Councilman Rice.

Absent: Councilman Branch.

President Martinez: The yeses are seven, the noes are one, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1988.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto. (To create the title of Chief Clerk and to abolish the titles of Administrative Officer, Police Department and Administrative Officer, Police in the Department of Police.) (Creating title of Chief Clerk and abolishing titles of Administrative Office, Police and Administrative Officer, Police Department. Title of Administrative Office is no longer a recognized Civil Service Title. No salary change. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&Fk) adopted May 4, 1977, as amended and supplemented be supplemented to create the following title:

POSITIONS

Chief Clerk (Dept.)	1	\$27,049.65 - \$32,562.01
A194 (35 Hrs.)		

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles and title codes:

POSITIONS

Administrative Officer,
Police Department
A236 (35 Hrs.)

Administrative Officer, Police
A236 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey," (6-S & F-y) adopted November 22, 1966 as amended and supplemented (To create the title of Legal Analyst, Police Department and to abolish the title of Legal Analyst.)

(Creating title Legal Analyst, Police Department and abolishing title of Legal Analyst in the Department of Police. No salary change. Represented by Superior Officers Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 1 of an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey" (6S&FY) adopted November 22, 1966 as amended and supplemented be further amended to create the following title:

POSITIONS

Legal Analyst,	1	1/1/88	\$45,123.09 (Flat)
Police Department		1/1/89	47,023.09 (Flat)
2274 (40 Hrs.)			

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title and title code:

POSITIONS

Legal Analyst
2272 (40 Hrs.)

SECTION 3. All prior ordinance or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Senior Planner, Environmental in the Department of Engineering.)

(Creating title Senior Planner, Environmental due to New Jersey Department of Personnel Reclassification. Old title is common title. Fiscal impact approximately \$1,000. per year. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented, be amended to create the following title:

POSITION

Senior Planner, Environmental	1	\$24,491.68 - \$29,452.83
4565 (35 Hrs.)		

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2849, Lot(s) 1, 3, 14, 15, 48 & 49 (320-332 Orange Street).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on April 18, 1988, which is annexed hereto a Redevelopment Plan for City Tax Block 2849, Lt(s) 1,3,14,15,48 & 49 (320- 332Orange Street) (hereinafter called "Area"), and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the redevelopment of Area by private enterprise

Section 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this Body, and accordingly, this Body hereby; (a) Pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) Requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

Section 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with Law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council questioning who the developer was.

Deputy City Clerk Davis replied no developer has been designated.

No one else appearing, a motion to close the hearing and defer action on the ordinance was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Ordinance 6-S & F-b, January 20, 1988 entitled, "An ordinance to regulate burglar and robbery alarm systems and devices in the City of Newark," of the Revised Ordinances of the City of Newark, as amended and supplemented, by correcting Chapter 3A-1, et seq., of Title 17 to Chapter 3B-1, et seq.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Ordinance enacted as 6-S&F-b, adopted January 20, 1988 incorrectly ordained its Chapter as 3A-1, et seq. which was previously assigned to the City of Newark Noise Control Ordinance; and

WHEREAS, in order to amend and rectify the situation, the Municipal Council hereby designates the ordinance to regulate burglar and robbery alarm systems and devices in the City of Newark as Chapter 3B-1, et seq. of Title 17.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

That Ordinance 6-S&F-b adopted January 20, 1988 be and is hereby amended to reflect that Chapter 3A-1, et seq. of Title 17 to regulate burglar and robbery alarm systems and devices in the City of Newark be designated as Chapter 3B-1, et seq.

Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 2 of Administration, Chapter 2, Office of the Mayor and Agencies of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented (By re-establishing the Senior Citizen Commission).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Senior Citizen Commission was originally established by the Municipal Council of the City of Newark in 1963 and subsequently reorganized in 1978; and

WHEREAS, the Commission was legislatively abolished in 1986 under the new Administration's re-organizational plan; and

WHEREAS, the City of Newark seeks to re-establish a Senior Citizen Commission.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. Section 1, Title 2, Administration, Chapter 2, Office of the Mayor and Agencies of the Revised Ordinances of the City of Newark 1966 as amended and supplemented be and is hereby amended and supplemented by adding thereto a new section to read in its entirety as follows:

2:2-64. Senior Citizen Commission; Purpose of Commission.

(a) The Commission known as the "Newark Senior Citizens Commission" as heretofore established is hereby re-established and continued.

(b) The object of the Commission shall be to establish and implement a comprehensive system of coordinated health and social services for senior citizens and residents of the community, and to advise and assist the Department of Health and Human Services in the preparation of an annual plan for the enhancement of services available to senior citizens and residents of the community, or private foundations in obtaining grants of monies to provide for the programs and activities of said Commission, said applications for grants to be made with the advice and consent of the Municipal Council.

2:2-65. Memberships.

(a) The Commission shall consist of the following: Fifteen (15) members to be appointed by the Mayor with the advice and consent of the Municipal Council. The Mayor, President of the City Council and the Manager of the Division of Social Services shall be members ex-officio.

(b) The Commission shall consist of representatives from various segments of the community, preferably from the business and public sector, but not limited thereto. They should be affiliated with senior citizen organizations and groups that concern themselves with the health, recreation, social, and other needs, i.e., legal, housing and financial needs of senior citizens.

2:2-66. Terms of Members.

(a) The fifteen (15) members shall serve staggered terms, four (4) shall serve for a term of one (1) year, four (4) for a term of two (2) years, four (4) for a term of three (3) years and three (3) for a term of four (4) years. Thereafter each member shall be appointed for a four (4) year term and shall serve until his/her successor is duly appointed. Vacancies caused by resignation or otherwise shall be filled for the unexpired part of the term thereof by the Mayor.

2:2-67. Officers.

(a) The Mayor shall designate a member to preside over the Commission as a Chairperson. The Chairperson shall serve at the pleasure of the Mayor.

(b) The Commission shall elect a member to serve as Vice-Chairperson who shall serve at the pleasure of the Commission within the limitations of his/her term.

(c) The Manager of Social Services shall, without additional compensation serve as Executive Secretary to the Commission during the incumbency in his/her official position.

2:2-68 Meetings.

A regular meeting of the Commission shall be held at least once every month at a time to be fixed by the members of the Commission. Special meetings shall be called by the Chairperson or in his/her absence, the Vice-Chairperson.

2:2-69. Duties.

The duties of the Commission shall be limited to:

(a) Recommending policy and guidelines for the operation of the Newark Office on Aging. The Senior Citizen Commission's recommendations shall be limited to planning and programmatic review and shall in no way affect the decisions concerning the Newark Office on Aging's operational budget or personnel.

(b) Reviewing and commenting on all proposals submitted for funding by the Department of Health and Human Services and on proposals submitted to the Department of Health and Human Services for funding for services to senior citizens.

(c) Assist the Department of Health and Human Services in the planning and implementation of city-wide comprehensive service programs for the senior citizens and residents of the City of Newark.

(d) Establish policies and procedures for its own governance.

(e) Identify the unmet needs and service gaps which affect the elderly.

(f) Make recommendations for legislative programs and actions on behalf of the elderly.

2:2-70. Support and Cooperation of City Departments and Agencies.

Section 1. The Mayor shall, through the Director of Health and Human services, subject to available appropriation, make and cause to be made, services and provisions that are necessary for the adequate function of the Commission.

Section 2. All city departments and agencies shall cooperate with the Commission in all respects.

Section 3. Any existing Ordinance, or part thereof, inconsistent with this Ordinance is hereby repealed.

Section 4. This Ordinance shall take effect upon final passage and publication in accordance with the law of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 13A, Administration and Regulation of Solid Waste, Chapter 7, Brush, Weeds, Waste Matter and Debris, Section 13A: 7-2, Notice to Owner or Tenant to Remove, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 13A, Administration and Regulation of Solid Waste, Chapter 7, Brush, Weeds, Waste Matter and Debris, Section 13A:7-2, Notice to Owner or Tenant to Remove, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, shall be amended to read in its entirety as follows:

13A:7-2 Removal and protection; Notice to remove.

(a) The owner or tenant of lands lying within the corporate limits of the city is hereby required to remove or cause to be removed from such lands any brush, weeds, dead and dying trees, stumps, roots, obnoxious growth, solid waste, refuse and debris or any materials deposited in violation of the Revised Ordinances of the City of Newark.

(b) Any owner of vacant land on which material has been deposited in violation of this section twice in any one-year period shall be required to construct a suitable barrier to prevent the recurrence of such violations, or to be present or cause a responsible person to be present within 100 feet of said land between the hours of 5:00 p.m. and 9:00 a.m. the following day.

(c) The director of the department of Land Use Control, Health and Human Services or Engineering shall notify the owner or tenant, in writing, of any violations of this section and require abatement within 10 days after receipt by such owner or tenant of written notice.

Section 2. This ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MRS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council questioning how this ordinance will affect the homeowners.

Deputy City Clerk Davis replied that this ordinance would not affect homeowners and is concerning only vacant lots.

No one else appearing, a motion to close the hearing and defer action on the ordinance, further directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference, September 6, 1988 was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Branch.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Chief of Water Quality in the Department of Engineering).

(Change in title due to New Jersey Department of Personnel reclassification. Old title is common title. Represented by Newark Council #21, Civil Service Association. Fiscal impact for 1988-\$1,000.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977 as amended and supplemented, be amended to create the following title:

POSITION

Chief of Water Quality	1	\$23,566.04 - \$28,328.61
5581		
(35 Hrs.)		

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Branch.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977, as amended and supplemented. (To create the titles of Chaplain, Part Time and Chief Clerk and abolish the title of Administrative Officer, Fire in the Department of Fire).

(Creating two titles in Fire Department and abolishing one title. Represented by Newark Council #21, Civil Service Association. Salary of Chief Clerk is lower than present title and Chaplain, Part Time is replacing one full time Chaplain.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6S&FL) adopted May 4, 1977, as amended and supplemented be amended to create the following titles:

POSITION

Chaplain, Part Time 0990 (10 Hrs.)	1	\$5,000. (Flat)
Chief Clerk (Dept.) A194 (35 Hrs.)	1	\$27,049.65 - \$32,562.01

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title and title code:

POSITION

Administrative Officer, Fire
A236 (37½ Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Payne.

Councilman Tucker, through the Chair, directed the City Clerk to communicate with Fire Director Kossup advising him that former Fire Director Coleman had stated his intention of appointing a minority to the title of Chaplain, Part Time and hoped that he would follow through on this commitment.

The motion was declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Proposed "Ordinance designating the North District Police Precinct at 1-17 Lincoln Avenue as the "Anthony J. Giuliano, Memorial Building."

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Anthony J. Giuliano served with merit and distinction for many years as as Councilman-At-Large for the City of Newark as well as a Newark Police Officer and departed this life on April 24, 1988; and

WHEREAS, during his illustrious career as a public servant, Anthony Giuliano faithfully served in numerous positions including Councilman-At-Large in Newark from 1968 - 1978, Director of Security for Essex County from 1973 to 1983, Detective in the Newark Police Department for 24 years and he was currently serving as Deputy Director of Emergency Management in the Department of Public Safety - Office of Emergency Management; and

WHEREAS, Anthony J. Giuliano was actively involved with numerous community, civic and religious organizations including Past President of the Policemen's Benevolent Association in Newark from 1962 to 1967 and Past President of the Columbian Association of the Police and Fire Departments in 1961; and

WHEREAS, Anthony J. Giuliano always set the highest standards for himself and for everyone working with him, and always give full measure of his seemingly limitless time, energy and imagination for the betterment of his beloved City of Newark; and

WHEREAS, the City of Newark wishes to establish a fitting permanent public memorial to this man who devoted his life and work to the betterment of this community; and

WHEREAS, the City of Newark owns the office building at 1-17 Lincoln Avenue which is utilized as the North District Police Precinct for the Newark Police Department where Mr. Giuliano spent much of his time as a Newark Police Officer.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT;

1. The city-owned building at 1-17 Lincoln Avenue (Block 622, Lot 11), is hereby designated and shall be known hereafter as the "Anthony J. Giuliano, Memorial Building."
2. The Director of General Services is hereby directed to prepare and install appropriate exterior and interior signs designating this structure as the "Anthony J. Giuliano, Memorial Building"
3. Municipal agencies occupying this structure are directed to use the official name whenever feasible on their stationery and correspondence
4. All prior ordinances or parts of prior ordinances which are inconsistent herewith are hereby repealed
5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

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President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-i adopted April 6, 1988 authorizing the cancellation of taxes, interest and penalties, pursuant to N.J.S.A. 54:4.6c, for the year 1986 on property owned by Primera Iglesia Pentecostal Faro De Luz, located at 777-783 Broadway, Block 772, Lots 21 & 24, Newark, New Jersey (correcting the address for Lot 24 and including the 1986 tax amount for said lot).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Ordinance 6S&Fi adopted April 6, 1988 authorized the cancellation of taxes for property owned by Iglesia Pentecostal Faro De Luz, located at 777-783 Broadway, Block 772, Lots 21 and 24; and

WHEREAS, the proper address for Block 772, Lot 24 is 785-791 Broadway; and

WHEREAS, the taxes due and owing for lot 24 were inadvertently omitted from Ordinance 6S&Fi adopted April 6, 1988; and

WHEREAS, said taxes, plus applicable fees and interest for lot 24 for year 1986 is \$2,546.21.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Ordinance 6S&Fi adopted April 6, 1988, be and the same is hereby amended to include the proper address for Block 772, Lot 24 as 785-791 Broadway.

2. The Tax Assessor of the City of Newark be and he is hereby authorized to remove the assessment for year 1986 on the property listed above, located in Newark, New Jersey and having taxes due and owing the City of Newark.

3. The Tax Collector of City of Newark cancel taxes in the total amount of \$2,546.21 including applicable fees and interest for Block 772, Lot 24 on property owned by Primera Iglesia Pentecostal Faro de Luz pursuant to the provisions of N.J.S.A. 54:4-3.6C.

4. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

5. Attached hereto is the Certification of the Tax Assessor stating that the aforementioned properties are presently being utilized for the purposes in which tax exemption is claimed in accordance with N.J.S.A. 54:4-3.6

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance approving a \$5,000. Death Benefit and a \$10,000. Accidental Death and Dismemberment Benefit for Certain Employees under sixty-five (65) years of age: a \$1,500. Death Benefit for Certain Employees age sixty-five (65) and over: a \$1,500. Death Benefit for Eligible Retirees, at any age, with fifteen years of service with the City of Newark", (6-S & F-i) adopted April 20, 1977 as amended and supplemented (To adjust life insurance entitlement)."

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. An ordinance entitled "An Ordinance Approving A \$5,000.00 Death Benefit And A \$10,000.00 Accidental Death And Dismemberment Benefit For Certain Employees Under Sixty-five (65) Years Of Age: A \$1,500.00 Death Benefit For Certain Employees Age Sixty-five (65) And Over: A \$1,500.00 Death Benefit For Eligible Retirees, At Any Age, With Fifteen Years of Service With The City of Newark", (6S&Fi) adopted April 20, 1977 as amended and supplemented, be amended by providing that elected and appointed officials, middle level management and other employees of the City of Newark who have their non-salary benefits conferred by Ordinance as herein defined shall be entitled to Death Benefits and Accidental Death and Dismemberment benefits as herein set forth:

Section 2. For the purposes of this ordinance:

- (a) Elected officials are the Mayor and the Members of the Municipal Council of the City of Newark;
- (b) Eligible appointed officials middle level management and other eligible employees are those serving full time (i) in unclassified positions and who are legally excluded from representation by a labor union, namely: Deputy Mayors, Personal Secretary to the Mayor, Executive Secretary to the Mayor, Mayor's Aides, Judges of Municipal Court, Executive Secretaries to Councilmen, Aide to Council President, City Clerk, Deputy City Clerk, Department Heads, Business Administrator, Assistant Business Administrator, Police Chief, Tax Assessor, Court Administrator and Legislative Research Officer, and (ii) in classified positions and who are legally excluded from representation by a labor union, namely: Chief Analyst of the Office of the City Clerk.

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Section 3. Grant program employees serving in positions which otherwise would be incorporated under Section 2 hereinabove shall be entitled to the health benefits set forth herein.

Section 4. The City will provide its elected and appointed officials and employees as herein defined with the following life insurance coverage:

Effective June 1, 1988, all eligible active employees in the above referenced category shall be provided with an increase in the Life Insurance Death Benefit from \$5,000.00 to \$10,000.00 and an increase in the Accidental Death and Dismemberment Benefit from \$10,000.00 to \$20,000.00. The aforesaid Life Insurance Death Benefit shall be reduced to a total of \$1,500.00 for all eligible employees who retire from the City after having completed a minimum of fifteen (15) years of service. This Life Insurance Death Benefit shall apply only to the eligible employees herein and not their eligible dependents.

Section 5. The plans for the Life Insurance Death Benefit and Accidental Death and Dismemberment Benefit hereinabove set forth shall be implemented as of the dates specified herein.

Section 6. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 7. Any existing Ordinance or part thereof inconsistent with this Ordinance is hereby repealed.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979 as amended and supplemented. (To create certain position titles and abolish other titles in the Department of General Services).

(Creating and abolishing titles in Department of General Services in compliance with New Jersey Department of Personnel's Title Standardization Program. Salary ranges remain same. Represented by various unions.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an "Ordinance creating positions in the Department of General Services and establishing salaries therefor, (6S&Fe) adopted May 16, 1979 as amended and supplemented be amended to create the following titles:

POSITION

Assistant Supervising Carpenter 6601 (35 Hrs.)	1/1/88 1/1/89	\$26,460.14-27,603.00-28,288.72 27,915.45-29,121.17-29,844.60
Assistant Supervising Electrician 6608 (35 Hrs.)	1/1/88 1/1/89	26,460.14-27,603.00-28,288.72 27,915.45-29,121.17-29,844.60
General Supervisor, Parks 6699 (40 Hrs.)	1/1/87	18,157.80-21,918.26
Manager, Motors 7137	1/1/88	37,086.94-45,079.47
Manager, Parks & Grounds 7138	1/1/88	37,086.94-45,079.47
Principal Drafting Technician 6561 (35 Hrs.)	1/1/88	19,649.78-23,566.04-
Supervising Carpenter 6600 (35 Hrs.)	1/1/88 1/1/89	27,591.48-28,972.77-29,696.33 29,109.01-30,566.27-31,329.63
Supervising Electrician 6605 (35 Hrs.)	1/1/88 1/1/89	27,591.48-28,972.77-29,767.05 29,109.01-30,566.27-31,404.24
Supervising Garage Attendant 6611 (40 Hrs.)	1/1/87	18,938.43-23,019.61
Supervising Painter 6722 (35 Hrs.)	1/1/88 1/1/89	24,712.12-26,729.26-26,935.36 26,071.29-27,724.62-28,416.80
Supervising Plumber 7328 (40 Hrs.)	1/1/88 1/1/89	28,051.92-28,972.77-30,608.98 29,594.78-30,566.27-32,292.47
Supervisor, Parks 6698 (40 Hrs.)	1/1/87	16,360.35-19,884.64

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles:

POSITION

Assistant Carpenter Foreman
0343 (35 Hrs.)

Assistant Electrician Foreman
0516 (35 Hrs.)

Carpenter Foreman
0973 (35 Hrs.)

Electrician Foreman
1708 (35 Hrs.)

Garage Attendant Foreman
1879 (40 Hrs.)

General Foreman Parks & Grounds
A074 (40 Hrs.)

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POSITION

Manager, Division of Motors
2392

Manager, Division of Parks & Grounds
2393

Painter Foreman
2590 (35 Hrs.)

Foreman, Parks & Grounds
A137 (40 Hrs.)

Plumber Foreman
2700 (40 Hrs.)

Principal Architectural Draftsman
4627 (35 Hrs.)

SECTION 3. Those positions with no standard hours of work, namely, Manager, Motors and Manager, Parks and Grounds, are considered in the managerial or exempt class of positions with no standard hours of work. The incumbents employed in said positions shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted positions' salaries shall be calculated on a thirty-five (35) hour work week.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create certain position titles and abolish other titles in the Department of Engineering.)

(Creating and abolishing titles in Department of Engineering in compliance with New Jersey Department of Personnel's Title Standardization Program. Salaries remain the same. Represented by various unions.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S&F-n) adopted May 4, 1977, as amended and supplemented be amended to create the following titles:

POSITION

Assistant Manager, Sanitation 7146 (40 Hrs.)	1/1/88	\$32,321.22-38,974.88
Chief Water Inspector 5920 (40 Hrs.)	1/1/88	\$26,448.04-32,149.75
Coordinator, Recycling Program 6439 (35 Hrs.)	1/1/88	\$28,328.61-34,116.81
Deputy Municipal Emergency Management Coordinator 5077	1/1/88	\$35,320.98-42,932.89
Manager, Sanitation 7141	1/1/88	\$42,932.89-52,082.43
Manager, Traffic and Signals 7144	1/1/88	\$41,207.73-50,088.04
Principal Drafting Technician 6561 (35 Hrs.)	1/1/88	\$19,649.78-23,566.04
Drafting Technician 6559 (35 Hrs.)	1/1/88	\$17,777.87-20,558.18
Supervising Equipment Operator 6664 (40 Hrs.)	1/1/88 1/1/89	\$31,811.03-31,942.59-32,740.12 33,560.64-33,699.43-34,540.83
Supervising Plumber 7238 (40 Hrs.)	1/1/88 1/1/89	\$28,051.92-28,972.77-30,608.98 29,594.78-30,566.27-32,292.47
Supervisor, Reservoir 6519 (40 Hrs.)	1/1/87	\$16,360.35-19,884.64
Water Inspector 4270 (40 Hrs.)	1/1/88	\$20,112.68-23,991.61
Yard Supervisor 5640 (40 Hrs.)	1/1/87	\$16,360.35-19,884.64

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles:

POSITION

Assistant Manager, Division of Sanitation
5212 (40 Hrs.)

Chief Water Service Inspector
1219 (40 Hrs.)

Deputy Coordinator Emergency Management
A322

Draftsman
1679 (35 Hrs.)

Manager, Division of Sanitation
2396

POSITION

Manager, Division of Traffic and Signals
2399

Principal Architectural Draftsman
4627 (35 Hrs.)

Recycling Coordinator
A538 (35 Hrs.)

Reservoir Foreman
3074 (40 Hrs.)

Senior Engineering Draftsman
3322 (35 Hrs.)

Supervisor, Plumbing
6446 (40 Hrs.)

Water Service Inspector
4291 (40 Hrs.)

Yard Foreman
4329 (40 Hrs.)

SECTION 3. Those positions with no standard hours of work, namely, Deputy Municipal Emergency Management Coordinator, Manager, Sanitation and Manager, Traffic and Signals, are considered in the managerial or exempt class of positions with no standard hours of work. The incumbents employed in said positions shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted positions' salaries shall be calculated on a thirty-five (35) hour work week.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeases are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 7A:2-3 (1) Building Subcode, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented revising the fee schedule.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 7A: 2-3 (1), Building Subcode be and hereby is amended to read as follows:

(1) BUILDING SUBCODE FEE SCHEDULE:

Air Conditioning Fees

\$6.00 per thousand for an expenditure up to and including \$5,000, an additional fee of \$3.00 per thousand on any expenditure exceeding \$5,000, and an additional fee of \$3.00 per thousand on any expenditure exceeding \$50,000.

<u>Standpipe</u>	Same as above
<u>Sprinkler</u>	Same as above
<u>Refrigeration</u>	Same as above
<u>Demolitions</u>	

1 to 3 floors	\$ 35.00
4 to 8 floors	\$ 85.00
9 to 12 floors	\$175.00
13 and above floors	\$225.00

Elevators

\$6.00 per thousand for an expenditure up to and including \$5,000 an additional fee of \$4.00 per thousand on any expenditure exceeding \$5,000, and an additional fee of \$3.00 per thousand on any expenditure exceeding \$50,000.

The owner of any structure containing an elevator or elevators shall register same with the Central Permit Office, on forms supplied by the Central Permit Office, along with a written statement of the number and location of such elevator(s). the application shall be accompanied by a one time registration fee of twenty dollars (\$20.00) per elevator. A statement must be filed within 14 days of any new installation accompanied by a one time annual registration fee of twenty dollars (\$20.00) per elevator. With respect to the first filing required under this ordinance, said filing shall be made within 60 days following the effective date of this ordinance.

1. Fee applies only if the air conditioning is a separate item and not part of the new construction fee.

Elevators shall be inspected every six months. Fees for periodic inspection of elevators shall be paid by the owner according to the schedule of charges of a properly licensed and authorized third-party inspection agency. The owner shall be responsible for obtaining

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and submitting to the enforcing agency a report of such inspection and certification of compliances with the applicable regulations and standards from said third party agency prior to the expiration of the existing certificate of approval and no earlier than 20 days before expiration of the existing certificate of approval. The fee for said certificate shall be \$20.00, per elevator which shall be paid to the City of Newark. The City of Newark will then issue a new six month certificate of approval upon receipt of the required fee and a certification from the contracted third party agency that said elevator meets the required standards and regulations of the Department of Community Affairs.

Sign Fees:

Flat signs.....\$0.30 per sq. ft. minimum.....\$25.00
 Projecting signs..\$2.00 per sq. ft. minimum.....\$50.00
 Grounds & roof signs.....\$200.00
 Pole signs \$2.00 per sq. ft. minimum.....\$50.00
 maximum.....\$400.00
 Canopy signs.....same as projecting signs
 Marques signs.....same as projecting signs

Real Estate Inspection Fees:

\$75.00 for inspection of not more than 5 rooms of each dwelling unit and \$8.50 additional for each room of such dwelling unit in excess of 5 rooms. There shall be a charge of \$75.00 for inspection of not more than 3 rooming units of each rooming house and \$8.50 additional for each rooming unit of such rooming house in excess of 3 rooming units. There shall be a charge for the inspection of mercantile, industrial, and business buildings according to the following schedule:

From 0-1,000 sq. ft. \$35.00 minimum fee and \$.15 for each sq. ft., but no more than \$75.00 in total; from 1001 to 5000 sq. ft. \$75.00 minimum fee and \$.15 each sq. ft., but no more than \$150.00 in total, and from 5,001 to 10,000 sq. ft. \$150.00 minimum and \$0.40 for each sq. ft., but no more than \$250.00 in total.

Certificate of Occupancy:

Fees for inspections for certificates of occupancy shall be as follows:

<u>Type</u>	<u>Fee</u>
1 to 2 unit dwelling	\$100.00
3 to 10 unit dwelling	\$125.00
11 to 20 unit dwelling	\$150.00
21 to 40 unit dwelling	\$175.00
41 to 100 unit dwelling	\$200.00
over 100 unit dwelling	\$200.00 minimum plus \$10.00 for each unit over 100 units.
First reinspection	No charge
Second reinspection	\$30.00
Third and subsequent reinspection	\$50.00
House of Worship, Schools and Day Care Centers	\$50.00
Certificate of Continued Occupancy Fees	\$50.00
Mercantile, Industrial, and business buildings:	
0-5,000 sq. ft.	\$75.00
5,001 to 10,000 sq. ft.	\$100.00
10,001 to 20,000 sq. ft.	\$150.00
Over 20,000 sq. ft.	\$200.00

Construction Permit (Building)-New Structure & Addition Fees:

A-Assembly Buildings	\$.0080 per cu. ft.
B-Business Building	\$.0075 per cu. ft.
F-Factory & Industrial Bldg	\$.0075 per cu. ft.
I-Institutional Buildings	\$.0080 per cu. ft.
M-Mercantile Buildings	\$.0075 per cu. ft.
S-Storage Buildings	\$.0070 per cu. ft.
R-Residential	\$.0065 per cu. ft.
State Surcharge Fees(See Title 7A:4-3 of the Revised Ordinances of the City of Newark)	\$.0006 per cu. ft.

**Construction Permit (Building)-Renovation, Alteration,
and Repairs:**

\$5.00 per thousand for an estimated value up to and including \$5,000.00 minimum \$20.00 plus an additional fee of \$6.00 per thousand dollars on estimated values from \$5,000.00 to and including \$25,000.00, plus an additional fee of \$5.00 per thousand on the estimated value above \$25,000.00.

Section 2. Any existing ordinances or part thereof inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services", (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the titles of Custodian of Records and Custodian of Records/Microfilm System Supervisor in the Department of Health and Human Services.)

(Title change as result of New Jersey Department of Personnel reclassification. Old title is common title. No salary change. Represented by Newark Council #21, Civil Service Association.)

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following titles:

POSITION

Custodian of Records 1456 (35 Hrs.)	0	\$14,246.01 - \$17,000.48
Custodian of Records/Micro- film System Supervisor 5952 (35 Hrs.)	1	\$19,113.73 - \$22,514.60

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving an amendment to the Urban Renewal Plan for the Old Third Ward Urban Renewal Project N.J.R-6 (17th Amendment)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, it has heretofore been found and determined by virtue of Municipal Council Resolution 7RF adopted August 20, 1958, that the project area known as the Old Third Ward Urban Renewal Project (N.J.R-6) is a blighted area under chapter 187 of the Laws of the State of New Jersey, 1949, as amended, and;

WHEREAS, the Municipal Council of the City of Newark did approve the original Urban Renewal Plan by Resolution 7Rb on June 15, 1960, and;

WHEREAS, the Municipal Council of the City of Newark has heretofore by Resolution 7Ri adopted January 3, 1962; Resolution 7Rb adopted March 4, 1964; 7Rc adopted March 3, 1965, Resolution 7Rf adopted January 4, 1967; Resolution 7Rt adopted May 6, 1970; 7RBz adopted March 21, 1973; 7Rbl adopted November 6, 1964; 7Rbu adopted March 5, 1975; 7Rs adopted August 7, 1975; 7Rr adopted May 19, 1976; Ordinance(s) 6S & Fi adopted April 6, 1977; 6S & Fe adopted May 3, 1978, 6S & Fl adopted April 1, 1981; 6S & Fd adopted October 20, 1982; 6S & FF adopted March 6, 1985; 6S & FB adopted September 18, 1985; approved Urban Renewal Plan Amendments for the Old Third Ward Urban Renewal Project (N.J.R-6); and

WHEREAS, it is necessary to further amend said Urban Renewal Plan such amendment consisting of: (1) A parcel of land bounded by Charlton Street, Muhammad Ali Boulevard, Prince Street and Spruce Street will now be utilized for new public housing construction. This is reflected on URP Map No. 3, Land Acquisition. (2) A small parcel of land at the northwesterly corner of Dr. Martin Luther King, Jr. Boulevard and Montgomery Street was changed from Residential-Low Density to Semi-Public. This involves a structural rehabilitation and use by the Wells Cathedral. (3) A parcel of land at the southeasterly corner of Williams Street and vacated West Street was changed from Neighborhood Commercial to Semi-Public, to be utilized by the St. Benedict's Academy. (4) A parcel of land bounded by vacated West Street, Mercer Street and Springfield Avenue was changed from Residential Commercial to Semi-Public, to provide a new location for the Metropolitan Baptist Church. (5) Land bounded by Springfield Avenue, Prince Street, and Court Street was changed from Neighborhood Commercial to Residential-Low Density. (6) A small parcel of land, at the northeasterly corner of Court Street and Irvine Turner Boulevard was changed from Neighborhood Commercial to Semi-Public, to allow for the retention of the New Ark School. (7) A city block of land bounded by Irvine Turner Boulevard, Court Street, vacated Charlton Street, and West Kinney Street was changed from Neighborhood Commercial and Semi-Public to Residential-Low Density. (8) A city block of land bounded by Irvine Turner Boulevard, West Kinney Street, Prince Street, and vacated Montgomery Street was changed from Semi-Public to Neighborhood Commercial. An adjoining parcel of land, to the South, running along Irvine Turner Boulevard, was changed from Residential-High Density to Neighborhood Commercial. Another adjoining city block of land, bounded by Prince Street, Spruce Street, vacated Charlton Street, and vacated Montgomery Street, was changed from Residential-Low density to Neighborhood Commercial. The resultant land area, formerly consisting of four city blocks, is the location of a new shopping center.

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the recommendation of the Planning Board; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of Urban Renewal Projects with financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin; and

WHEREAS, it is not necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development.

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NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That it is hereby found and determined that the amended Urban Renewal Plan N.J.R-6, for the Old Third Ward Urban Renewal Project Area conforms to the general plan of the locality.

2. That it is hereby found and determined that the amended Urban Renewal Plan indicates proposed land uses and building requirements in the area, and its relationship to definite local objectives as to appropriate land uses, density of population and improved traffic, public transportation, public utilities, recreational and community facilities and other public improvements, with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the plan.

3. That the amended Urban Renewal Plan provides for the location of persons living in the Project Area and that the proper relocation of the individuals and families displaced in carrying out the Project in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Project; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families are reasonably accessible to their places of employment.

4. That it is hereby found and determined that the objectives of the amended Urban Renewal Plan cannot be achieved through rehabilitation of the Project Area.

5. That it is hereby found and determined that the Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the Urban Renewal of the areas by private enterprise.

6. That in order to facilitate the implementation of the amended Urban Renewal Plan hereby approved it is found and determined that certain official action must be taken by the Municipal Council of the City of Newark, and accordingly, this Municipal Council hereby; (a) Pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) Requests the various official, departments, boards and agencies of the locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Urban Renewal Plan; and (c) Stands ready to consider and take appropriate action upon proposals and measures designed to implement said Urban Renewal Plan.

7. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for federal financial assistance pertaining to the Project is necessary to enable the project to be undertaken in accordance with the Urban Renewal Plan for the Project Area.

8. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

9. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council questioning if any residents were living at said property.

President Martinez indicated that this ordinance is only changing the status of the ordinance.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent During Roll Call: Councilwoman Villani.

Absent: Councilman Branch.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving an amendment to the Urban Renewal Plan for the Central Ward Project N.J.R.-32 (10th Amendment).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, it has heretofore been found and determined by Municipal Council Resolution 7Rj adopted November 28, 1961, that the Project Area is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, the Municipal Council of the City of Newark, New Jersey, did approve the original Urban Renewal Plan by Resolution 7Ra adopted on May 5, 1965; and

WHEREAS, the Municipal Council of the City of Newark has heretofore by Resolution 7Ri adopted January 4, 1967; 7Rcg adopted March 21, 1973; 7Rbl adopted July 16, 1975; 7Ry adopted April 21, 1976; Ordinance(s) 6S & Fd adopted March 15, 1978; 6S & Fd adopted March 7, 1979; 6S & Fj adopted April 1, 1981; 6S & Fk adopted December 18, 1985; approved Urban Renewal Plan Amendments for the Central Ward Urban Renewal Project (N.J.R-32); and

WHEREAS, it is necessary to further amend said Urban Renewal Plan, such amendment to consist of (1) a change of a parcel of land at the northeasterly corner of Bergen Street and Avon Avenue from Semi-Public to Residential Low Density; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the recommendation of the Planning Board; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of Urban Renewal Projects with financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin; and

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WHEREAS, it is not necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That it is hereby found and determined that the amended Urban Renewal Plan N.J.R- 32 Central Ward Urban Renewal Project Area conforms to the general plan of the locality.

2. That it is hereby found and determined that the amended Urban Renewal Plan indicates proposed land uses and building requirements in the area, and its relationship to definite local objectives as to appropriate land uses, density of population and improved traffic, public transportation, public utilities, recreational and community facilities and other public improvements, with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the plan.

3. That the amended Urban Renewal Plan provides for the location of persons living in the Project Area and that the proper relocation of the individuals and families displaced in carrying out the Project in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Project; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families are reasonable accessible to their places of employment.

4. That it is hereby found and determined that the objective of the amended Urban Renewal Plan cannot be achieved through rehabilitation of the Project Area.

5. That it is hereby found and determined that amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the Urban Renewal of the areas by private enterprise.

6. That in order to facilitate the implementation of the amended Urban Renewal Plan hereby approved it is found and determined that certain official action must be taken by the Municipal Council of the City of Newark, and accordingly, this Municipal Council hereby; (a) Pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) Requests the various officials, departments, boards and agencies of the locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Urban Renewal Plan; and (c) Stands ready to consider and take appropriate action upon proposals and measures designed to implement said Urban Renewal Plan.

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7. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for federal financial assistance pertaining to the Project is necessary to enable the project to be undertaken in accordance with the Urban Renewal Plan for the Project Area.

8. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

9. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving an amendment to the Urban Renewal Plan for the Newark Plaza N.J.R.-58 (10th Amendment).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, it has heretofore been found and determined by virtue of Municipal Council Resolution 7Rt, adopted July 10, 1961, that the Project Area known as the Newark Plaza Project (N.J.R-58) is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, the Municipal Council of the City of Newark did approve the original Urban Renewal Plan by Resolution 7RH on October 16, 1963; and

WHEREAS, the Municipal Council of the City of Newark has heretofore by RESolution 7RBM adopted May 20, 1964; 7Rbb adopted April 16, 1969; 7Rbq adopted May 18, 1973; Ordinance(s) 6S & FB adopted March 16, 1977; 6S & FK adopted November 13, 1978; 6S & FC adopted July 9, 1980; 6S & Fe adopted February 3, 1982; 6S & FC adopted April 4, 1984; 6S & FC adopted August 7, 1985; approved Urban Renewal Plan Amendments for the Newark Plaza Urban Renewal Project (N.J.R-58); and

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WHEREAS, it is necessary to further amend said Urban Renewal Plan such amendments to consist of: (1) Replaced residential high density land use by Core Area Commercial, in the area bounded by Market, Beaver, Clinton and Mulberry Streets. (2) The definition of Core Area Commercial has been expanded, to include high density residential uses. This will allow for a better utilization of land, including mixed-use development projects. (3) The Floor-Area Ratio (FAR) controls for Gateway III, IV, and the block bounded by Mulberry Street, Market street, McCarter Highway and Edison Place, have been increased from 5 to 9, to allow a higher intensity of land development. (4) The text of the Urban Renewal Plan has been simplified, by elimination of specific "Rehabilitation Standards" and Section G "Other Controls and Environmental Objectives". All such standards and controls are subject to the existing municipal codes and ordinances. This will ensure a better method of enforcement of all such regulations. (5) Specific controls relating to setbacks, off-street parking and off-street loading have been referred to existing municipal codes and ordinances, to ensure better enforcement.

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the recommendation of the Planning Board; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of Urban Renewal Projects with financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin; and

WHEREAS, it is not necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America acting by and through the Secretary of the Department of Housing and Urban Development.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That it is hereby found and determined that the amended Urban Renewal Plan N.J.R-58 for the Newark Plaza Urban Renewal Project Area conforms to the general plan of the locality.

2. That it is hereby found and determined that the amended Urban Renewal Plan indicates proposed land uses and building requirements in the area, and its relationship to definite local objectives as to appropriate land uses, density of population and improved traffic, public transportation, public utilities, recreational and community facilities and other public improvements, with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the plan.

3. That the amended Urban Renewal Plan provides for the location of persons living in the project Area and that the proper relocation of the individuals and families displaced in carrying out the Project in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Project; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families are reasonable accessible to their places of employment.

4. That it is hereby found and determined that the objective of the amended Urban Renewal Plan cannot be achieved through rehabilitation of the Project Area.

5. That it is hereby found and determined that amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the Urban Renewal of the areas by private enterprise.

6. That in order to facilitate the implementation of the amended Urban Renewal Plan hereby approved it is found and determined that certain official action must be taken by the Municipal Council of the City of Newark, and accordingly, this Municipal Council hereby; (a) Pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) Requests the various officials, departments, boards and agencies of the locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Urban Renewal Plan; and (c) Stands ready to consider and take appropriate action upon proposals and measures designed to implement said Urban Renewal Plan.

7. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for federal financial assistance pertaining to the Project is necessary to enable the project to be undertaken in accordance with the Urban Renewal Plan for the Project Area.

8. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

9. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing execution of a lease agreement between Jeremiah A. Lott, Landlord and the City of Newark, Tenant, for the leasing of the premises commonly known as 156-166 Wilson Avenue, Block 1007, Lots 1, 5 and 6, for a period of two (2) years, commencing on July 1, 1988 and expiring on June 30, 1990, pursuant to N.J.S.A. 40A:12-5(a)(1).

August 3, 1988

WHEREAS, the premises commonly known as 156-166 Wilson Avenue, Block 1007, Lots 1, 5 and 6, on the Official Tax Maps and Tax Duplicate (year 1982), of the City of Newark, New Jersey, is needed for public purposes; and

WHEREAS, the City of Newark, Tenant, and Jeremiah A. Lott, Landlord, desire to enter into a lease agreement for the premises commonly known as 156-166 Wilson Avenue, Block 1007, Lots 1, 5, and 6, for a period beginning July 1, 1988 and ending June 30, 1990.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with Jeremiah A. Lott, Landlord, for the leasing of the premises commonly known as 156-166 Wilson Avenue, Block 1007, Lots 1, 5, and 6, pursuant to N.J.S.A. 40A:12-5(a)(1).

Section 2. The term of this lease shall commence on July 1, 1988 and expires on June 30, 1990. The consideration to be paid by the tenant, City of Newark to the owner, Jeremiah A. Lott, shall be calculated in the following manner:

Year 1 ~	\$48,000 payable in the amount of \$4,000 per month
Year 2 ~	\$48,000 payable in the amount of \$4,000 per month

Section 3. This Municipality hereby ratifies the lease from July 1, 1988 to the effective commencement date of this Ordinance.

Section 4. A copy of the lease agreement is attached hereto and made a part hereof.

Section 5. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-u.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 4, Alcoholic Beverages, Chapter 2, Licenses, Section 17, One Thousand Foot Rule; Exceptions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By providing the Alcoholic Beverage Control Commission with the discretionary authority to waive the 1,000 foot rule)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 4, Chapter 2, Section 17, of the Revised Ordinances of the City of Newark, New Jersey, 1966, is hereby amended in its entirety to read as follows:

4:2-17. One thousand foot rule; exceptions:

- (a) To encourage the reasonable distancing of retail establishments:
 - (1) No plenary retail consumption license may be transferred to any location within 1,000 feet of any other plenary retail consumption license or plenary retail distribution licensee; and
 - (2) No plenary retail distribution license may be transferred to any location within 1,000 feet of any other plenary retail distribution license or plenary retail consumption licensee.
- (b) Section (a) shall not apply to renewals for the same premises and transfer of licenses from person-to-person within the same premises.
- (c) Notwithstanding Section (a), the Newark A.B.C. may in its own discretion grant a place-to-place transfer to the same licensee within 600 feet of that licensee's existing licensed premises if the transfer is made in good faith and solely benefits that same licensee.
 - (1) This section has as its only affect the 600 foot distance hereinabove stated and is not intended to declare that the transfer in and of itself would be granted inasmuch as all of the other necessary pre-requisites must be shown to the Newark A.B.C.
- (d) Notwithstanding Section (a), the Newark A.B.C. may in its own absolute discretion grant a place-to-place transfer for an existing license where the licensee demonstrates extreme hardship and demonstrates good cause; and
 - (1) The proposed transfer is not located in the first or second residential zone as shown on the zoning maps of the City of Newark; and
 - (2) The licensee accept the license restriction that the proposed premises shall operate as a restaurant, as defined by N.J.S.A. 33:1-1(t).

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- (e) Section (a) shall not apply to the grant or transfer of a plenary retail consumption license for premises operated as a bona fide hotel or motel containing at least 100 guest sleeping rooms, notwithstanding that such premises operated as a bona fide hotel or motel are within 1,000 feet from any other premise then covered by any other plenary retail consumption license or any plenary retail distribution license. Nothing contained in this paragraph shall prevent the granting or transferring of a plenary retail license within a distance of 1,000 feet from a bona fide licensed hotel or motel.
- (f) Notwithstanding the above-mentioned 1,000 foot limitation affecting the transfer of any plenary retail consumption or distribution license, the Newark A.B.C. may, in its discretion, allow transfer of such license free of such 1,000 foot limitation herein fixed in the event of any licensee's premises being taken for any municipal, county, state or federal project; provided, nevertheless, the new location to which the license is to be transferred under this exception shall not be located within a distance of 600 feet of a then existing location licensed to do business under a like license as the one being transferred. Said 600 feet distance shall be measured in the manner as herein provided for the measuring of the 1,000 foot distance. In the event any transfer of a license should be allowed under this exception, no license shall thereafter be transferred to the premises or any part thereof so vacated by such transfer, nor within a radius of 600 feet thereof; provided, however, that all other provisions of this title are complied with.
- (g). Any contract to purchase premises, or any agreement containing an option to purchase premises, or any leasehold agreement which has been entered into prior to December 10, 1961, to cause a removal of a license-holder to a place of business within 750 feet of the license-holder's present place of business which contract of purchase, or option in any agreement, or leasehold interest to be obtained, is filed with the Newark A.B.C. prior to December 10, 1961, shall not be bound by the 600 foot rule in this section.
- (h). Section (a) shall not apply to any transfer, or assignment of a present license-holder's right to a contract to purchase, or agreement containing an option to purchase, or leasehold agreement which becomes effective in the future. This section applies only to an existing license-holder as of December 10, 1961.

- (1). The 1,000, 750 or 600 feet referred to in this section shall be measured by a horizontal circle having a radius of the applicable measurement. The center of this circle shall be the property address, as indicated on the City's Official Tax Map, of the premises sought to be licensed. Any other premises falling within such distance, in part or in whole, shall be deemed to be within the applicable measurement for the purpose of this title. It shall be the responsibility of the licensee to have a licensed surveyor prepare a map showing these facts. Such maps shall be filed with the Newark A.B.C. seven (7) days before the hearing on the transfer.

Section 2. All prior Ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 3. This Ordinance shall take effect upon final passage according to law.

Section 4. A copy of this ordinance shall be forwarded to the Director of the State A.B.C. for his approval by the office of the Corporation Counsel.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Payne, Harris, Villani, President Martinez.

No: Councilman Rice.

Not Voting: Councilmen Carrino, Tucker.

Absent: Councilman Branch.

President Martinez: The yeses are five, the noes are one, two not voting, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting, after Ordinance 6-Ph, S & F-w, Councilman Payne requested his vote be changed from the affirmative to not voting.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and failed of adoption by the following votes:

Yes: Councilmen Grant, Harris, Villani, President Martinez.

No: Councilman Rice.

Not Voting: Councilmen Carrino, Payne, Tucker.

Absent: Councilman Branch.

At a later time in the meeting, after Ordinance 6-S & F-z, Councilman Carrino requested his vote be changed from not voting to the affirmative.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Villani, President Martinez.

No: Councilman Rice.

Not Voting: Councilmen Payne, Tucker.

Absent: Councilman Branch.

President Martinez: The yeses are five, the noes are one, two not voting, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

141 6-Ph, S & F-v.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-g, adopted on June 3, 1987, authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c, for year 1987 on property owned by Mount Calvary Independent Holy Church located at 90-96 Holland Street, Block 304, Lot 1, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, on June 3, 1987, the Municipal Council of the City of Newark through Ordinance 6S&FG authorized the cancellation of taxes for years 1985 and 1986 on property owned by Mount Calvary Independent Holy Church located at 90-96 Holland Street, Newark, New Jersey; Block 304, Lot 1; and

WHEREAS, the Tax Assessor of the City of Newark represents that the taxes due and owing for year 1987 in the amount of \$12,915.24 was inadvertently omitted from the request to forgive taxes.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. The Tax Assessor of the City of Newark be and he is hereby authorized to remove the tax assessment, for year 1987 on the property noted above, located in Newark New Jersey and having taxes due and owing to the City of Newark.

2. That the Tax Collector of the City of Newark cancel taxes in the amount of \$12,915.24 including applicable fees and interest for year 1987 on the property noted above, owned by Mount Calvary Independent Holy Church pursuant to N.J.S.A. 54:4-3.6c.

3. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-w.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 8, Businesses and Occupations; Chapter 2, Automobile Parking Lots Open to the General Public; Section 11, Signs; Paragraph (a) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Businesses and Occupations; Chapter 2, Automobile Parking Lots Open to the General Public; Section 11, Signs; Paragraph (a) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is further amended and supplemented to read as follows:

- (a) Each licensee under this chapter shall maintain in good condition at all times, at each entrance to such parking lot, a sign, suitable to apprise persons intending to use a parking lot, of the:

- (1) Name of licensee;
- (2) Address of licensee;
- (3) Telephone number of licensee;
- (4) Address of premises;
- (5) Parking lot license number;
- (6) Opening and closing hours of the parking lot;
- (7) Hours when attendant will be on premises;
- (8) Rates charged for parking or storage indicating that these rates include City of Newark parking taxes.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-x.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Municipal Council and establishing salaries therefor," adopted May 4, 1977 (6-S & F-f) and "An ordinance creating permanent positions in the Office of the City Clerk and establishing salaries therefor," adopted May 4, 1977 (6-s & F-e) and amendments thereto (To create the title and salary range for Student Assistant (College Intern Program) in the Office of the Municipal Council and City Clerk)

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6S&Ff) adopted May 4, 1977 and "An ordinance creating permanent positions in the Office of the City Clerk and establishing salaries therefor," (6S&Fe) adopted May 4, 1977, as amended and supplemented, be amended to create the title and salary range as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Student Assistant (College Intern Program) (Unscheduled Hours) 38907		\$ 7.00	\$ 7.00

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, annual minimum or annual maximum salary which are inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the ordinance, as advertised, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

A motion to amend the ordinance by including "Part time position" within the ordinance was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

The City Clerk: This ordinance, as amended, will be advertised in accordance with the law and a public hearing will be held on the ordinance, as amended, and be considered for further action on September 7, 1988.

6-Ph, S & F-y.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance of the City of Newark conveying to the Newark Redevelopment and Housing Authority property at 45-51 Bruce Street, Block 426, Lot 9, for the nominal fee of one dollar (\$1.00) N.J.S.A. 40A:12-13 (b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Newark Redevelopment and Housing Authority needs to acquire certain real property commonly known as Block 426, Lot 9, also known as 45-51 Bruce Street on the Official Tax Maps and Tax Duplicate (year 1988) which are owned by the City of Newark, New Jersey in order to effectuate its purposes; and

WHEREAS, said properties are not needed for public purposes by the City of Newark;

WHEREAS, if the Newark Redevelopment and Housing Authority sells the subject properties, the City of Newark will receive their pro rata share of the proceeds within forty-eight hours.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. The City of Newark convey to the Newark Redevelopment and Housing Authority, a body corporate and politic of the State of New Jersey, the properties listed in Exhibit A by private sale, for the nominal consideration of one dollar pursuant to N.J.S.A. 40A:12-13(b)(1).

2. The Director of the Department of Development be and is hereby authorized to execute bargain and sale deeds conveying the properties listed on Exhibit A to the Newark Redevelopment and Housing Authority.

3. If the Newark Redevelopment and Housing Authority, sells or otherwise transfers the properties listed in Exhibit A, a pro rata share of the proceeds therein shall be paid to the City of Newark within 48 hours.

4. The Deeds shall be approved as to form and legality by the Corporation Counsel and attested and acknowledged by the City Clerk.

5. The subject properties are not required for public purposes.

6. The Director of Finance be and is hereby authorized to receive proceeds of sale and to deposit same in the redevelopment trust account.

7. A copy of the executed deed(s) shall be placed on file in the Office of the City Clerk by the Director of the Department of Development.

8. This ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council questioning why the amount involved was only a dollar.

Fiscal Analyst Fitzsimons explained to the speaker that this was the easiest way to transfer titles of property to the Housing Authority. He also stated that the Newark Housing Authority will, in turn, sell the property and return the money to the City of Newark.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

145 ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-z.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, and Section 23:5-5, Parking Limited to Two Hours, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising parking regulations on Bank Street and University Avenue.

(Deleting

Bank Street, south side, from University Avenue to Halsey Street.

University Avenue, east side, from Warren Street to Branford Place.

Adding

Bank Street, south side, from Halsey Street, to Washington Street.

University Avenue, east side, from Market Street to Branford Place.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

A motion to remove from the table Ordinance 6-S & F-m, May 18, 1988 was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilman Branch.

6-S & F-ba.
(A.S.)

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Coordinator, Administrative Services and abolishing the title of Chief Clerk in the Department of Development)

(Coordinator,

Administrative Services

(35 Hours)

(1) 2/29/88 \$29,685.18 - \$35,749.13)

(Creating title of Coordinator, Administrative Services and abolishing title Chief Clerk in Department of Development. Represented by Newark Council No. 21, Civil Service Association. Fiscal Impact \$1,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled May 18, 1988)

(Ordinance removed from the table August 3, 1988)

A motion to adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilman Branch.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to remove from the table Ordinance 6-S & F-i, May 18, 1988 was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilman Branch.

6-S & F-bb. (A.S.) The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Coordinator, Administrative Services and to abolish the titles of Administrative Officer (35 Hours) and Administrative Officer (37½ Hours) in the Department of Health and Human Services)."

(Creating new title and abolishing two old titles in Department of Health and Human Services in compliance with New Jersey Department of Personnel's Reclassification. Fiscal Impact \$2,100. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled May 18, 1988)

(Ordinance removed from the table August 3, 1988)

A motion to adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilman Branch.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a. MR. DENNIS E. KNIGHT, 69 SCHUYLER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to expanding the Urban Enterprise Zones which was necessary to revitalize neighborhoods.

Councilman Rice stated this issue was discussed with other state officials and was told this area may be expanded by 10 percent later this year.

6-HC-b. MRS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to bond issues for improvements within the educational system.

6-HC-c. MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to issues within College of Medicine and Dentistry of New Jersey.

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- 6-HC-d. MS. MADELINE MASON, LINCOLN MOTEL, 430 BROAD STREET, NEWARK, NEW JERSEY.
- 6-HC-e. MS. LINDA LONG, LINCOLN MOTEL, 430 BROAD STREET, NEWARK, NEW JERSEY.
- 6-HC-f. MR. STEVE POOLE, LINCOLN MOTEL, 430 BROAD STREET, NEWARK, NEW JERSEY.
- 6-HC-g. MS. LORETTA BROWN, LINCOLN MOTEL, 430 BROAD STREET, NEWARK, NEW JERSEY.
- 6-HC-h. MS. YOLANDA CHICLANA, LINCOLN MOTEL, 430 BROAD STREET, NEWARK, NEW JERSEY.
- 6-HC-i. MS. BARBARA HEDGESPETH, LINCOLN MOTEL, 430 BROAD STREET, NEWARK, NEW JERSEY.
- 6-HC-j. MS. MICHELLE WILLIAMS, LINCOLN MOTEL, 430 BROAD STREET, NEWARK, NEW JERSEY.
- 6-HC-k. MS. SAMANTHA FULLER, LINCOLN MOTEL, 430 BROAD STREET, NEWARK, NEW JERSEY.
- 6-HC-l. MR. JEFFREY HAUSER, LINCOLN MOTEL, 430 BROAD STREET, NEWARK, NEW JERSEY.
- 6-HC-m. MS. LINDA LONG, LINCOLN MOTEL, 430 BROAD STREET, NEWARK, NEW JERSEY.
- 6-HC-n. MS. FELICIA HAYES, LINCOLN MOTEL, 430 BROAD STREET, NEWARK, NEW JERSEY.
- 6-HC-o. MR. DAVID H. WEINER, PRESIDENT, ESSEX COUNTY DIVISION OF WELFARE WORKERS UNION, 18 RECTOR STREET, NEWARK, NEW JERSEY.

The above citizens addressed the Municipal Council pleading assistance for the homeless and securing low income housing.

A lengthy discussion was held by the Members of the Municipal Council.

A motion to consider Motion 7-M-a at this time was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

7-M-a.

A MOTION REQUESTING THE NEWARK HOUSING AUTHORITY TO RENOVATE ABANDONED HOUSING UNITS AROUND THE NEWARK COMMUNITY SO THAT TEMPORARY HOUSING CAN BE ESTABLISHED FOR THE HOMELESS PERSONS WHO ARE CURRENTLY LIVING AT THE LINCOLN MOTEL AS WELL AS OTHER LOCATIONS. IN ADDITION, THE COUNCIL STRONGLY URGES COUNTY EXECUTIVE, NICHOLAS AMATO, TO CONTINUE THE CURRENT LEVEL OF SPENDING FOR BASIC SERVICES PROVIDED BY TEMPORARY SHELTERS SUCH AS THE LINCOLN MOTEL AND FURTHER URGES THE COUNTY EXECUTIVE TO ASSIST THE NEWARK HOUSING AUTHORITY WITH RENOVATING VACANT HABITABLE HOUSING IN THE CITY was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez directed the City Clerk to extract the remarks made by Councilman Harris and forward to Director of Development Lucas for his information.

A motion to consider Resolution 7-R-dc (A.S.), at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

August 3, 1988

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7-R-dc.
(A.S.)

Resolution determining the form and other details of \$21,062,213.81 principal amount of General Obligation Refunding Bonds, consisting of \$20,658,913.13 initial principal amount of General Improvement Bonds, Series 1988A and \$403,300.68 initial principal amount of Water Bonds, Series 1988B, of which there shall be \$18,475,000. of principal amount of Serial Bonds and \$2,587,213.81 of initial principal amount (\$5,470,000. maturing principal amount) of capital appreciation bonds, of the City of Newark, in the County of Essex, State of New Jersey, authorizing the execution of an escrow deposit agreement and a securities supply contract with First Fidelity Bank, National Association, New Jersey, authorizing the sale and the delivery of such General Obligation Refunding Bonds to First Fidelity Bank, National Association, New Jersey and authorizing certain officers of the City to make disbursements for costs of issuance incurred by the City relating to the sale and delivery of said bonds and to make disbursements for the purchase of obligations of the United States of America pursuant to said securities supply contract.

President Martinez requested Mr. George Hanley, Frohling and Hanley to approach the podium and explain the emergent need for this resolution.

MR. GEORGE HANLEY, FROHLING AND HANLEY, explained in detail said resolution.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

A motion to consider Resolution 7-R-cu (A.S.), as this time, was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

7-R-cu.
(A.S.) Resolution approving determination of Central Planning Board that City Tax Block 71, Lot(s) 1, 2, 3, 14, 21, 22, 28-34 & 36 (68-102 Bank Street, 221-231 Washington Street, 1-39 Campbell Street & 290-300 University Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order PM880017, June 1, 1988.)
(Copy of resolution and correspondence submitted to each Member of the Council)

President Martinez called for those desiring to be heard on this resolution to approach the rail, give their name and address and be heard.

MR. PHILLIP LINDEMAN, ATTORNEY FOR JOHN PROTOS, OWNER OF FAMOUS RESTAURANT.

MR. TOM TERRIERI, REPRESENTATIVE, POWERPLAY RECORDS.

MS. CHRISTINE VOGEL, NEWARK MEDIAWORKS.

MR. GREG FERGUSON.

REVEREND CHARLES BANKS.

The above speakers addressed the Municipal Council strongly urging them to remand or reject this resolution. The speakers felt it is not fair for small businesses to be pushed aside for big developers trying to take over.

A motion to remand the resolution to the Central Planning Board for further hearing and directing the City Clerk to invite Development Director Lucas, Mr. John Prokos, Owner of the Famous Restaurant, Mr. Tom Terreri, Power Play Records and representatives from Lastrada, Inc., to meet with Members of the Municipal Council at a future special conference was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

- 7-R-a. Resolution authorizing Mayor and Director of Development to execute and enter into Memorandum of Understanding with Shell Oil Company, 100 Executive Drive, West Orange, New Jersey, for construction of a Multiple Use Commercial Facility which shall include a convenience store, car wash and gasoline service station of three service islands on Block 2545, Lots 1, 2, 3, 4, 6, 9, 12, 15, 16, 44, 45, 46, 47. (Southeast Corner of Springfield Avenue and Bergen Street)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Monteilh, Mr. McKinley Howell, Manager, Economic Development and Representative of Shell Oil Company met with Council June 29, 1988)
- A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Grant, Rice, Tucker, Villani, President Martinez.
No: Councilman Payne.
Not Voting: Councilman Carrino.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.
- 7-R-b. Resolution ratifying and authorizing Business Administrator to enter into contract with Chester F. Williams, Gregory Payton, Sherman N. Glasco, Moses Meyers, Jr. and Sara Humphrey, 5 responsible bids received, through the Division of Community Health, Substance Abuse Counselors to Provide Services to Homeless Individuals at Specified Shelters and Soup Kitchens, for period June 1, 1988 to May 31, 1989, in amount not to exceed \$13,377.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.
- 7-R-c. Resolution ratifying and authorizing Business Administrator to enter into contract with A to Z Maintenance and Sales Corp., Inc., 425 South Street, Newark, New Jersey, lowest responsible bidder, to Provide Lubrication, Greasing and Oil Change for Heavy Duty Vehicles, for period May 1, 1988 to April 30, 1989; contract shall not exceed \$100,000.; \$10,000. encumbered in 1988 budget of Division of Motors; any additional expenditures are contingent upon and subject to appropriation and certification of such funds.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.
- 7-R-d. Resolution ratifying and authorizing Business Administrator to enter into contract with Castle Installation Co., Inc., 566 Liberty Avenue, Jersey City, New Jersey, only responsible bidder, to Provide Repair and Maintenance of Existing Cold Water Meters under 1½", for period May 1, 1988 to April 30, 1989; contract shall not exceed \$100,000.; \$30,000. encumbered in 1988 budget of Division of Water Accounting and Customer Service; any additional expenditures contingent upon and subject to appropriation and certification of such funds.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.

- 7-R-e. Resolution ratifying and authorizing Business Administrator to enter into contract with Edward Dorsey Wilkins and Stanley Rivers, two lowest responsible bidders, through Division of Community Health, employed as two Psychiatric Case Workers, to provide services to homeless individuals at specified shelters and soup kitchens, for period June 1, 1988 to May 31, 1989; contract shall not exceed \$9,579.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Branch.

- 7-R-f. Resolution authorizing Mayor and Director of Health and Human Services to submit application to State Law Enforcement Planning Agency for participation in project entitled "Delinquency Prevention for Youth at Risk" pursuant to "Omnibus Crime Control and Safe Streets Act of 1968"; does not require expenditure of public funds. (Sub-recipient, La Casa de Don Pedro, Inc.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Branch.

- 7-R-g. Resolution ratifying and authorizing Mayor and Director of Department of Health and Human Services to enter into and execute contract with Heribert J. Schaefer, M.D., for provision of Public Health Director, Laboratory, for period July 1, 1988 to December 31, 1988; maximum amount of contract is \$10,920. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Branch.

- 7-R-h. Resolution authorizing Mayor to enter into letter agreement with New Jersey Department of Community Affairs to utilize CY 1988 Supplemental Fire Services Program (SFSP) Funds in amount of \$447,089.80, \$111,772.45 match from Municipal budget, totalling \$558,862.25.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Branch.

- 7-R-i. Resolution ratifying and authorizing Mayor to enter into grant agreement with New Jersey State Department of Community Affairs to accept sum of \$2,887.50 as part of FY88 Distressed Cities Program, Interns in Municipal Service, to be paid to a student to work in the Division of Welfare, up to a thirty-five (35) hour week for a maximum of twelve (12) weeks beginning June 6, 1988 and ending August 26, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Branch.

151 7-R-j.

Resolution ratifying execution of letter agreement #881753 entered into between Mayor and New Jersey Department of Community Affairs for FY 1987 Supplemental Safe Neighborhoods Program Discretionary Funds, to augment or upgrade police patrol activities in amount of \$300,000., consistent with City needs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.

7-R-k.

Resolution authorizing Director of Engineering to execute Contract 88-20, Water Service Disconnections At Various Locations, with TISH, Incorporated, 240 Dukes Street, Kearny, New Jersey 07032, lowest responsible bid submitted, for total sum of \$117,500.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$8,400.; funds provided in 1988 budget, Division of Water/Sewer Utility.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.

7-R-l.

Resolution authorizing Director of Engineering to enter into agreement with Civil Dynamics-Civil and Environmental Engineering Services, P.O. Box 730, Highland Lakes, New Jersey, for safety inspection of all dams within Cedar Grove Reservoir, in amount of \$7,500. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contract Laws (N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.

7-R-m.

Resolution authorizing Director of Engineering to award and execute Contract 88-17R, Hydroseeding City Owned Vacant Lots, Newark, New Jersey, with Country View Nurseries, Inc., 500 Elizabeth Avenue, Somerset, New Jersey, lowest responsible bid submitted, for total sum of \$50,250.; funds provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution, and directing the City Clerk to correspond with Director of Engineering requesting list of vacant lots that will receive hydroseeding was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.

7-R-n.

Resolution authorizing Director of Engineering to execute contract with DeJana Industries, Inc., 138 Shore Road, Port Washington, New York, lowest responsible bid submitted, for Street Sweeping Contract (4 or 5 years-Approximately 33% of the City); contract contingent upon funds being appropriated in 1989 Municipal Budget; effective date for commencing contract shall be March 20, 1989.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution, and directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference September 6, 1988 was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.

- 7-R-o. Resolution confirming action taken by Director of Engineering to secure services of Scafar Contracting, Inc., lowest responsible proposal submitted; pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with Scafar Contracting, Inc., 50 Ferguson Street, Newark, New Jersey, for emergency repair of approximately 20 L.F. of sewer line due to collapsed chimney, 8 L.F. from existing manhole, located at the intersection of West End Avenue and South Orange Avenue for total sum of \$28,887.50; funds provided in 1988 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.

- 7-R-p. Resolution authorizing Director of Engineering to enter into agreement with Burlington Testing Company, Inc., P.O. Box 459, Burlington, New Jersey, for inspection and repairs of the Peripheral Ditch Storm Water Pumping Station, known as the Meadows Storm Water Pumping Station, which sustained electrical switchgear damage due to frozen water main, in amount of \$15,300.; further authorizing Director of Engineering to enter into agreement with Killam Associates, P.O. Box 1008, Millburn, New Jersey for coordination of work and re-energizing and start-up of pumping station, in amount of \$12,000.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$8,400.; funds provided in 1988 Division of Water/Sewer Utility Budget. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.

- 7-R-q. Resolution amending Resolution 7-R-p, October 7, 1987, contract with Essex County College for Data Entry Operator Training Program, Number PY 87-30-01-N, for 15 participants in 16 weeks, for sum not to exceed \$33,000.; by changing starting date from October 5, 1987 to February 29, 1988 and ending date from February 5, 1988 to June 24, 1988; all other provisions will remain unchanged; no additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.

- 7-R-r. Resolution amending Resolution 7-R-f, February 17, 1988, contract with Smith and Solomon School of Tractor Trailer Driving, for Individual Classroom Training for 44 Dislocated Workers, Number PY 87-27-01-A, for period February 22, 1988 to June 30, 1988, for \$66,800.; by changing starting date from February 22, 1988 to March 28, 1988; all other provisions shall remain unchanged; no additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.

7-R-s.

Resolution amending Resolution 7-R-j, February 17, 1988, contract with Newark Day Care Center, for Licensed Day Care and Teacher Aide Program, Number PY 87-6%-35-01-A, for period February 22, 1988 to June 30, 1988, for 24 participants, for \$48,000.; by changing starting and ending dates of Cycle 1 and 2 of said contract; all other provisions shall remain unchanged; no additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.

7-R-t.

Resolution amending Resolution 7-R-cu, August 5, 1987, contract with Worldwide Educational Services, Inc., for a Word Processing Training Program, Number PY 87-06-01-A for period July 1, 1987 to June 30, 1988, for 50 participants, for total sum of \$110,000. by changing starting and ending dates for Cycles 1, 2, and 3 and by changing total number of participants; all other provisions shall remain unchanged; no additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.

7-R-u.

Resolution amending Resolution 7-R-de, (A.S.), August 5, 1987, contract with N.J. District Council of Roofers, Inc., for a Pre-Apprentice Roofers Training Program, Number PY 87-04-01, for 20 participants, for period July 1, 1987 to June 30, 1988, for total sum of \$90,000.; by changing starting and ending dates of Cycle 1, and by changing payment under contract; all other provisions shall remain unchanged; no additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.

7-R-v.

Resolution amending Resolution 7-R-cr, (A.S.), August 5, 1987, contract with New Hop Skills Center, Inc., for Youth Construction Trades Training Program, Number PY 87-09-01, for 15 participants, for period July 1, 1987 to June 30, 1988, for total sum of \$87,750.; by changing starting and ending dates of Cycles 1, 2, 3; and by changing number of participants in said cycles; all other provisions shall remain unchanged; no additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Branch.

7-R-w.

Resolution amending Resolution 7-R-m, February 17, 1988, contract with Worldwide Educational Services, for Accounts Clerk Skills Training Program, Number PY 87-6X-35-01-D, for period February 22, 1988 to June 30, 1988, for 18 participants, for \$42,300.; by changing starting date from February 22, 1988 to March 14, 1988 and ending date from June 30, 1988 to June 27, 1988; all other provisions shall remain unchanged; no additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Branch.

7-R-x.

Resolution authorizing Director of Finance to issue check in amount of \$779.30, to Harold Mack Hughes, 424 Third Avenue, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; filed Notice of Claim against City for damages to his property stored in his basement due to blockage of main sewer line located along Third Avenue near North 5th Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Grant, Harris.

Absent: Councilman Branch.

7-R-y.

Resolution authorizing Director of Finance to issue check in amount of \$700., to Helen Antonaccio, 600 North 6th Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; filed Notice of Claim against City for damages to her furniture and carpets due to trapped water in her apartment from breakage in main water line along Abington Avenue near North 6th Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Grant, Harris.

Absent: Councilman Branch.

7-R-z.

Resolution authorizing Director of Finance to issue check in amount of \$6,000., payable to Rose and Anthony San Giacomo, and their attorneys, Elaine M. Bohrod, 56-58 Ferry Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Notice of Claim filed against City of Newark for Mrs. San Giacomo's loss of services and consortium, and for Mr. San Giacomo's personal injuries sustained as result of a City Sanitation truck striking him.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Grant, Harris.

Absent: Councilman Branch.

7-R-ba.

Resolution authorizing Director of Finance to issue check in amount of \$6,000. payable to Lisa A. King, and her attorney, Charman T. Harvey, Esq., 586 Central Avenue, Suite 7, East Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Notice of Claim filed against City of Newark for personal injuries and property damage sustained as result of City demolition truck rearing into Ms. King's vehicle.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilmen Grant, Harris.
 Absent: Councilman Branch.

7-R-bb.

Resolution authorizing Director of Finance to issue check in amount of \$200., payable to Jeanne D. Gennaro a/k/a Jeanne D. Cox, 504½ St. Clair Avenue, Spring Lake, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; claim received against City of Newark for damages allegedly due as a result of injuries to her motor vehicle caused by a vehicle owned by the City of Newark which struck her vehicle while it was parked.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilmen Grant, Harris.
 Absent: Councilman Branch.

7-R-bc.

Resolution authorizing Director of Finance to issue check in amount of \$11,000., payable to Police Officer Lee Reynolds and his attorney, A.J. Fusco, Jr., 40 Passaic Avenue, P.O. Box 383, Passaic, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Police Officer Lee Reynolds and Anthony J. Fusco, Jr. agreed to amicably resolve and settle dispute related to criminal matter in litigation related to criminal charges which arose out and in the course of his employment; Officer Reynolds was acquitted of criminal charges.
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Corporation Counsel Grant met with the Council August 2, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilmen Grant, Harris.
 Absent: Councilman Branch.

7-R-bd.

Resolution authorizing Director of Finance to issue check in amount of \$500. payable to Joseph Tanala and his attorney, Frank M. Santora, 40 Passaic Avenue, Passaic, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking damages for personal injuries allegedly sustained as a passenger on a New Jersey Transit bus which was involved in an accident with a Newark police vehicle. (\$1,500.-New Jersey Transit)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilmen Grant, Harris.
 Absent: Councilman Branch.

7-R-be.

Resolution authorizing Director of Finance to issue check in amount of \$50,000., payable to Jet Construction Co., Inc. and Breslin & Breslin, P.A., Attorneys-at-Law, 41 Main Street, Hackensack, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit against City of Newark in Superior Court, Law Division, Essex County, for breach of two separate Contracts on or about October 1, 1981 and September 22, 1982.
 (Renovations of Newark City Council offices at 920 Broad Street and offices at 828-830 Broad Street, Newark.)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilmen Grant, Harris.
 Absent: Councilman Branch.

7-R-bf. Resolution authorizing Director of Finance to issue check in amount of \$16,000., payable to Fausto Simoes, deposit paid on prospective purchase of City-owned property known as 746-756 Broadway, Block 774, Lot 6; (Sale was not approved by second Council meeting following auction pursuant to conditions of sale which resulted in automatic rejection of bid.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Grant, Harris.

Absent: Councilman Branch.

7-R-bg. Resolution authorizing Director of Finance to issue check in amount of \$5,500., payable to Kyong Y. Kim, deposit paid on prospective purchase of City-owned property known as 1071 Bergen Street, Block 3660, Lot 5; (Vacation of In Rem Judgement pursuant to Court Order.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Grant, Harris.

Absent: Councilman Branch.

7-R-bh. Resolution authorizing Director of Finance to issue check in amount of \$351.94, payable to Hector V. Troya, refund of escrow monies deposited with the Office of Property Management on January 31, 1986, at closing for purchase of City-owned property known as 691 Springfield Avenue, Block 2638, Lot 4; (Purchaser complied with conditions of sale.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Grant, Harris.

Absent: Councilman Branch.

7-R-bi. Resolution authorizing Director of Finance to issue checks to persons and in amounts shown on Annexed Exhibit A, totalling \$112,790.38 for overpayments carried on books and records of Tax Collector by reason of County Board Judgements, Senior Citizen Allowances and Cash Overpayments for years 1983, 1984, 1985, 1986, 1987 and 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Grant, Harris.

Absent: Councilman Branch.

7-R-bj. Resolution authorizing Director of Finance to cancel \$25,980.41 outstanding water/sewer charges, interest and penalties which the City of Newark has foreclosed pursuant to In Rem foreclosure, as under noted accounts.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Grant, Harris.

Absent: Councilman Branch.

7-R-bk.

Resolution authorizing City Treasurer to refund to Lemole Hudley, 257 Lehigh Avenue, Newark, New Jersey 07112, also known as Block 3630, Lot 3, sum of \$4,334.86 now on record in Division of Water Accounting and Customer Service, due to overpayment on high water/sewer charge on account number 05-248-2250-00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Grant, Harris.

Absent: Councilman Branch.

7-R-bl.

Resolution authorizing City Treasurer to refund to Mr. Foamy Car Wash, 9-11 Franklin Street, Belleville, New Jersey 07109, sum of \$1,844.74 now on record in Division of Water Accounting and Customer Service, due to property not using City of Newark Sewerage System, account number 08-771-5540-00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Grant, Harris.

Absent: Councilman Branch.

7-R-bm.

Resolution authorizing City Treasurer to issue check in amount of \$50,545.63, payable to Renter Earthline Company, 108 Lister Avenue, Newark, New Jersey, 07105; sewer charges for property located at 108 Lister Avenue, Block 2438, Lot 31, was overestimated by Passaic Valley Sewer Commission for year 1986, Account Number 06-759-8720-00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

Absent During Roll Call: Councilmen Grant, Harris.

Absent: Councilman Branch.

7-R-bn.

Resolution authorizing Municipal Registrar of City of Newark, New Jersey, pursuant to N.J.S.A. 40A:2-36 to make payment without replacement of coupons on the following City obligations which were lost by Esther P. Johnson: (1) General Improvement Bonds of City of Newark bearing Serial Numbers 661, 662 and 1022 dated July 15, 1971 with a maturity date of July 15, 1987, each in denomination of \$5,000. and each bearing an interest rate of 7.50%, coupons dated January 15, 1979, July 15, 1979, January 15, 1980, July 15, 1980, January 15, 1981, and July 15, 1981, each coupon in amount of \$187.50; (2) General Improvement Bond of City of Newark bearing serial number 663, dated July 15, 1971 with a maturity date of July 15, 1987, in denomination of \$5,000. and bearing an interest rate of 7.50%, coupons dated July 15, 1980 and July 15, 1981 each in amount of \$187.50; and authorizing release of a stop order upon certain coupons of said bond number 663 dated January 15, 1979, July 15, 1979, January 15, 1980 and January 15, 1981.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution, and directing the City Clerk to correspond with Mr. George Hanley, Esq., Frohling and Hanley requesting whether it must officially designate a "Municipal Registrar" as referred to in subject documents was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Grant, Harris.

Absent: Councilman Branch.

7-R-bo.

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Resolution authorizing Municipal Registrar of City of Newark, New Jersey, pursuant to N.J.S.A. 40A:2-36 to issue replacement bond and to make certain interest payments without replacement of coupons on the following City obligations which were stolen from Fred C. Grantley: (1) Replacement of City of Newark, General Improvement Bond, Certificate No. 2256, dated September 1, 1980, maturing September 1, 1995, in principal amount of \$5,000 and all related interest due from September 1, 1986 to maturity; and (2) to make payment without replacement of coupons on September 1, 1986 coupons for the following Bonds, (a) City of Newark General Improvement Bond, Certificate No. 2257, dated September 1, 1980 and (b) for City of Newark School Bond, Certificate No. 1226, dated September 1, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution, and directing the City Clerk to correspond with Mr. George Hanley, Esq., Frohling and Hanley requesting whether it must officially designate a "Municipal Registrar" as referred to in subject documents was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Grant, Harris.

Absent: Councilman Branch.

7-R-bp.

Resolution authorizing Business Administrator to execute Bargain and Sale Deeds for properties sold at public auctions held on June 28 and 29, 1988, listed on the attached Exhibits A, B, and C for sum of \$4,175,200. to the highest bidders; pursuant to Executive Order PM 880018, issued June 10, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

A motion to adopt the resolution, as amended, was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

A lengthy discussion was held by the Members of the Municipal Council during which concerns were expressed with reference to undersized lots.

President Martinez directed the City Clerk to summon the Corporation Counsel to appear before the Council.

After Resolution 7-R-db (A.S.) Corporation Counsel Grant addressed the Members of the Municipal Council and advised the Council he would request Development Director Lucas to review the properties in question to determine whether the vacant lots are undersized and to provide Councilpersons with documentation on this matter.

At this time, after Resolution 7-R-db (A.S.), a motion to reconsider Resolution 7-R-bp was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

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A motion to adopt the resolution, as amended, and on condition that Administration forward to the Council the requested data on size of lots was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

7-R-bq.

Resolution accepting bid of KEVIN KENNEDY, highest responsible bid received, for leasing of non-residential premises located at 895 Broadway, Block 833, Lot 1, for annual sum of \$1,500.; pursuant to Executive Order PM880019, June 14, 1988; pursuant to N.J.S.A. 40A:12-14(a); for period from September 1, 1988 to August 31, 1990, or, in cases where present occupant retains possession after September 1, 1988, term shall begin on first of month following completion of action to dispossess said occupant and shall be terminated 12 months thereafter.

(Used Car Dealership/Lot)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Branch.

7-R-br.

Resolution accepting bid of M.V. ORDNANCE INDUSTRIES, INC., highest responsible bid received, for leasing of Block 570, Lot 3A, in Jefferson Township, for sum of \$11,672. annually plus responsibility for maintenance and taxes for term of two years with an option for an additional two years with a 15% increase in rental amount, pursuant to Executive Order PM880020, dated July 1, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)
(First Meeting)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Branch.

7-R-bs.

Resolution approving determination of Central Planning Board that City Tax Block 2605, Lot(s) 1, 5, 7, 3 & 4, Block 2606, Lot(s) 1, 5-8, 10-26, 30, 33-35, 37-45 & 50, Block 2610, Lot(s) 1, 2, 7, 14, 16, 36-41, 45, 46, 18, 19 & 50, Block 2609, Lot(s) 1, 5, 6, 8-24, 44, 25-36, 42, 37-41 described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM870074, December 3, 1987.)

(68-80 Magnolia Street, 323-333 18th Avenue, 421-429 Bergen Street, 245-299 Muhammad Ali Avenue, 337-359 18th Avenue, 65-87 Magnolia Street, 437-457 Bergen Street, 52-98 Winans Avenue, 2-16 Kipp Street, 240-268 Muhammad Ali Avenue, 459-483 Bergen Street, 361-379 18th Avenue, 270-300 Muhammad Ali Avenue, 1-15 Kipp Street and 6-48 Winans Avenue)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Branch.

7-R-bt.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Nutrition Project for the Elderly, \$63,534.82; item available from Essex County Department of Citizen Services, Division on Aging.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

Absent: Councilman Branch.

7-R-bu. Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Summerfest '88, \$3,000.; item available from Essex County Block Grant.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Manager of Recreation and Cultural Affairs Lightfoot met with the Council August 2, 1988)

A motion to amend the resolution by stipulating that funds involved cannot be used for painting of murals on buildings within the City was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

A motion to adopt the resolution, as amended, was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

7-R-bv. Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Urban Rodent Control Program (Contract #89-67-R00-00), \$150,141.; item available from New Jersey State Department of Health.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

7-R-bw. Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Nutrition Project for the Elderly, \$61,151.09; item available from Essex County Department of Citizen Services, Division on Aging.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

7-R-bx. Resolution authorizing transfer of funds from Housing and Community Development Act, Eleventh Year (H.C.D.A. XI), from Reprogrammable Funds, Other Expenses-\$990,000. to Housing and Community Development Act, Ninth Year (H.C.D.A. IX) Funds, Site Improvement, Other Expenses-\$990,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

7-R-by. Resolution rescinding Resolution 7-R-dd, (A.S.), March 16, 1988, "Resolution authorizing transfer of reserve funds from Water Utility, Water Supply, Other Expenses, Materials and Supplies-\$44,000., Equipment-\$101,000., totalling \$145,000. to Other Expenses, Service by Contract or Agreement-\$145,000.; pursuant to N.J.S.A. 40A:4-59."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

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7-R-bz.

Resolution designating intersection of Pennington Street and Dawson Street as a stop intersection and installing stop signs on Pennington Street; pursuant to N.J.S.A. 39:4-140.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

7-R-ca.

Resolution authorizing Tax Collector to endorse check in amount of \$34,500. and forward to New Jersey Housing Mortgage Finance Agency, 3625 Quakerbridge Road, CN 18550, Trenton, New Jersey, owner of property located at 100 19th Avenue.

(N.J.H.M.F.A. restoring fire damaged premises in order to make it suitable for habitation.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

7-R-cb.

Resolution authorizing Corporation Counsel to accept sum of \$29,955.20 from ARC Builders and 390 Littleton Avenue Corporation, payable to Division of Water Accounting and Customer Service in full satisfaction of water/sewer charges and liens due on five properties owned by the companies, pursuant to Stipulation of Settlement, further, authorizing Director of Division of Water Accounting and Customer Service to accept said amount and adjust said accounts.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

7-R-cc.

Resolution declaring an emergency exists as to an "Ordinance of the City of Newark conveying to the Newark Redevelopment and Housing Authority property at 45-51 Bruce Street (Block 426, Lot 9) for the nominal fee of one dollar (\$1.) N.J.S.A. 40A:12-13(b)(1)", Ordinance 6-Ph, S & F-y, being finally adopted August 3, 1988 and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

7-R-cd.

Resolution approving Tax Abatement and Financial Agreement for University Heights Neighborhood Urban Renewal Non-profit Corporation, for construction, maintenance and operation of a commercial and residential condominium project (condominium homes with one assigned parking space for each unit, a day care center in separate two story building adjacent to the condominium with office space, meeting and community rooms for condominium Association) located at 306-384 Littleton Avenue; 65-80 Sixteenth Avenue; 317-389 Fairmount Avenue; 395-409 Fifteenth Avenue (Blocks 294, 299; Lots 1-16, 42-52) granting exemption from taxation on improvements for residential condominium project for period 30 years and commercial condominium project for period of 20 years from the date of issuance of certificate of occupancy, pursuant to N.J.S.A. 40:50C-65, only so long as the entity is subject to, and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see page 9 in the minutes of this meeting.)

7-R-ce. Resolution supporting New Jersey Legislature Bill S-1408 which would provide for the removal of tenants and other persons from rented residential premises under certain circumstances involving violations of the New Jersey Controlled Dangerous Substance Act.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

7-R-cf. Resolution strongly supporting the passage of Assembly Bill 432 which requires the registration of every liens searcher in all municipalities where searches are performed for them regardless of the record keeping process and further requiring the liens searcher to pay a \$10.00 fee for each record copied.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

7-R-cg. Resolution strongly supporting the passage of proposed legislation regarding municipal incinerators which would amend the Clean Air Act to impose comprehensive environmental standards for the air emissions from municipal incinerators.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

7-R-ch. Resolution recognizing and commending the Essex Plaza Senior Citizen Complex on the occasion of its 10th Anniversary Luncheon Celebration to be held Friday, September 16 1988.

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

7-R-ci. Resolution recognizing and commending Mrs. Jennie Bagley-Thornton on the joyous occasion of her 98th Birthday joyfully celebrated on June 30, 1988.

(For action on this resolution, see page 1 in the minutes of this meeting.)

7-R-cj. Resolution recognizing and commending U.S. District Judge Howell W. Melton for imposing the harshest penalty under federal law on convicted Columbian cocaine kingpin Carlos Lehder Rivas.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

7-R-ck. Resolution authorizing Mayor to execute and enter into Cooperation Agreement with Housing Authority for the purpose of indicating its local cooperation and support of the Housing Authority's application to HUD for funding to construct approximately 4,564 low-rent housing units within the City.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Grant, Payne.
Absent: Councilman Branch.

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Councilman Carrino, through the Chair, directed the City Clerk to correspond with Mr. Milton Buck, Executive Director, Newark Housing Authority requesting as many housing units as possible be built in order to address the homeless situation.

- 7-R-cl. Resolution by the Newark Municipal Council implementing salary adjustments for staff titles in the Office of the City Clerk. (To correct a technical error per request of the City's Personnel Officer - no salary change)
(Receptionist, Food
Service Worker (35 Hours) 1 6/27/88 \$25,825.82 - \$25,825.82)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Harris, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Grant, Payne.
Absent: Councilman Branch.

- 7-R-cm. Resolution recognizing and commending Ms. Ann Coleman on the occasion of her
(A.S.) 20th Anniversary with the Prudential Insurance Company.

A motion to adopt the resolution was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.

- 7-R-cn. Resolution strongly urging the United States Attorney General to abstain from
(A.S.) deporting Mr. Joseph Patrick Doherty to the United Kingdom.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.

- 7-R-co. Resolution supporting the passage of Senate Bill S-584, which is an act enabling
(A.S.) municipalities to establish urban homesteading programs.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.

- 7-R-cp. Resolution authorizing foreclosure of properties by Summary Proceedings, In-Rem,
(A.S.) as provided in In-Rem Tax Foreclosure Act (1948), R.S. 54:5-104.29, et seq., eligible tax sale certificates.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.

- 7-R-cq. Resolution authorizing Mayor and Director of Health and Human Services to execute
(A.S.) contract with the Nick Bollettieri Tennis Academy, a Florida Corporation, with its principal place of business at 5500 34th Street, West Bradenton, Florida, for purpose of conducting a tennis program, in conjunction with the Black Tennis & Sports Foundation), within the City of Newark, from August 3, 1988 to November 1, 1988; maximum amount of contract shall not exceed \$83,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Branch.

7-R-cr.
(A.S.) Resolution amending Resolution 7-R-dv (A.S.), May 18, 1987, authorizing Memorandum of Understanding with Cali Associates, 11 Commerce Drive, Cranford, New Jersey, to redevelop property within Tax Blocks 1901, 1902, 1894, 1896, 1897 and 1898, by amending designation to include Blocks 1900A, 1901A, 1900, and deletion of Lot 23 of Block 1902 and Lot 19 of Block 1894 (new construction mixed commercial/residential housing project). Upon completion of tasks, Director of Development shall submit contract for sale of land for private redevelopment between the City of Newark and the redeveloper to the Municipal Council for its review and approval.
(North 11th Street, North 13th Street, South 11th Street, South 12th Street, South 13th Street, West Market Street and Orange Street)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Branch.

7-R-cs.
(A.S.) Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into contract with New Jersey Division of Community Affairs, for period July 9, 1988 through July 8, 1989, in amount of \$126,000. to help defray cost of providing shelter services; funds will be used to sub-contract with Catholic Community Services for provision of shelter services to homeless women and children; does not require expenditure of public funds.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Branch.

7-R-ct.
(A.S.) Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into contract with Catholic Community Services/St. Rocco's Annex, for period July 9, 1988 through July 8, 1989, in amount of \$126,000. for provision of shelter services to homeless women with children. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law (N.J.S.A.) 40A:11-1 et seq.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Branch.

7-R-cu.
(A.S.) Resolution approving determination of Central Planning Board that City Tax Block 71, Lot(s) 1, 2, 3, 14, 21, 22, 28-34 & 36 (68-102 Bank Street, 221-231 Washington Street, 1-39 Campbell Street & 290-300 University Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Pursuant to Executive Order PM880017, June 1, 1988.)
(Copy of resolution and correspondence submitted to each Member of the Council)
(For action on this Resolution, see page 51 in the minutes of this meeting.)

7-R-cv.
(A.S.)

Resolution authorizing Mayor and Director of Development to submit application to New Jersey Department of Community Affairs/Balanced Housing Program for purpose of obtaining a grant for Dr. Juan C. Grana Project/144-150 Brunswick Street, in amount of \$509,040. for 34 units of low and moderate housing.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

7-R-cw.
(A.S.)

Resolution authorizing Mayor and Director of Development to submit application to New Jersey Department of Community Affairs/Neighborhood Preservation Balanced Housing Program to obtain a grant for the G.A.B. Developers Inc./Littleton Avenue Community Village, in amount of \$1,705,738. for 102 units of low and moderate housing for City Tax Blocks 293 and 300.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

7-R-cx.
(A.S.)

Resolution authorizing Mayor and Director of Development to submit application to New Jersey Department of Community Affairs/Neighborhood Preservation Balanced Housing Program to obtain a grant for City of Newark/Victory Gardens Project in amount of \$1,341,600., for 77 low and moderate income units, for City Tax Blocks 2606, 2609, and 2610. (Site One - bordering 18th Avenue on the North, Bergen Street on the East and Winans Avenue on the South Westerly Side, Site Two - North Easterly corner of Bergen Street and Avon Avenue)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

7-R-cy.
(A.S.)

Resolution rescinding Resolution 7-R-cy (A.S.), February 18, 1987 designating #1 Grumman Avenue Rehab Corporation, 1446 North Broad Street, Hillside, New Jersey, as Redeveloper for Elizabeth Avenue Redevelopment Project for Block 3685, Lot 8, 823-829 Elizabeth Avenue, a/k/a 1 Grumman Avenue (No longer interested in developing this property); further designating Grumman Towers Urban Renewal Corporation as the Redeveloper for Elizabeth Avenue Area Redevelopment Project (Block 3685, Lot 8) (823-829 Elizabeth Avenue, a/k/a/ 1 Grumman Avenue)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

7-R-cz.
(A.S.)

Resolution authorizing Director of Engineering to apply and accept from the Commissioner of Transportation of the State of New Jersey, Bureau of Local Aid under the Transportation Trust Fund Authority Act the sum of \$299,500. for the resurfacing and reconstruction of various streets.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

7-R-da.
(A.S.)

Resolution authorizing Director of Engineering to apply and accept from the Commissioner of Transportation of the State of New Jersey, Bureau of Local Aid under the Transportation Trust Fund Authority Act the sum of \$1,260,181. for the resurfacing and reconstruction of Wilson Avenue from Stockton Street to Dead End.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Branch.

7-R-db.
(A.S.)

Resolution authorizing Manager of Division of Licenses and Permits to issue Carnival License to Clinton Memorial AME Zion Church, for period August 2, 1988 to August 6, 1988, at premises located at 159-177 Broadway.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Branch.

7-R-dc.
(A.S.)

Resolution determining the form and other details of \$21,062,213.81 principal amount of General Obligation Refunding Bonds, consisting of \$20,658,913.13 initial principal amount of General Improvement Bonds, Series 1988A and \$403,300.68 initial principal amount of Water Bonds, Series 1988B, of which there shall be \$18,475,000. of principal amount of Serial Bonds and \$2,587,213.81 of initial principal amount (\$5,470,000. maturing principal amount) of capital appreciation bonds, of the City of Newark, in the County of Essex, State of New Jersey, authorizing the execution of an escrow deposit agreement and a securities supply contract with First Fidelity Bank, National Association, New Jersey, authorizing the sale and the delivery of such General Obligation Refunding Bonds to First Fidelity Bank, National Association, New Jersey and authorizing certain officers of the City to make disbursements for costs of issuance incurred by the City relating to the sale and delivery of said bonds and to make disbursements for the purchase of obligations of the United States of America pursuant to said securities supply contract.

(For action on this Resolution, see page 51 in the minutes of this meeting.)

7-R-dd.
(A.S.)

Resolution adopting the appropriations for Housing and Community Development Act, Fourteenth Year (H.C.D.A. XIV) in amount of \$10,017,000.; \$4,432,525.-Eleventh Year unobligated funds; \$1,043,802.-Program Income, totalling \$15,493,327.

A motion to adopt the resolution upon condition that Administration forward to Council a detailed breakout of budget for each category was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Branch.

7-R-de.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act, Eleventh Year (H.C.D.A. XI), from Reprogrammable Funds, Other Expenses-\$328,000. to New Community Corporation, Salaries and Wages-\$300,000.; Ironbound Community Corporation, Other Expenses-\$8,600., Greater Newark Chamber of Commerce, Other Expenses-\$20,000.; pursuant to Ordinance 6-S & F-d, adopted April 16, 1980.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Branch.

157 7-R-df.
(A.S.)

Resolution authorizing Mayor and Business Administrator to enter into agreement with U.S. Department of Housing and Urban Development to receive and expend 1988 Community Development Block Grant entitlement funds in amount of \$10,017,000.; pursuant to Resolution 7-R-ce (A.S.), April 6, 1988.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

MOTIONS.

7-M-a.

A MOTION REQUESTING THE NEWARK HOUSING AUTHORITY TO RENOVATE ABANDONED HOUSING UNITS AROUND THE NEWARK COMMUNITY SO THAT TEMPORARY HOUSING CAN BE ESTABLISHED FOR THE HOMELESS PERSONS WHO ARE CURRENTLY LIVING AT THE LINCOLN MOTEL AS WELL AS OTHER LOCATIONS. IN ADDITION, THE COUNCIL STRONGLY URGES COUNTY EXECUTIVE, NICHOLAS AMATO, TO CONTINUE THE CURRENT LEVEL OF SPENDING FOR BASIC SERVICES PROVIDED BY TEMPORARY SHELTERS SUCH AS THE LINCOLN MOTEL AND FURTHER URGES THE COUNTY EXECUTIVE TO ASSIST THE NEWARK HOUSING AUTHORITY WITH RENOVATING VACANT HABITABLE HOUSING IN THE CITY.

(For action on this motion, see page 50 in the minutes of this meeting.)

7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DARNELL HODGE was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

7-M-c.

A MOTION STRONGLY URGING THE MEMBERS OF THE CONGRESSIONAL BLACK CAUCUS TO MOVE AFFIRMATIVELY WITH ITS PLANNED ECONOMIC BOYCOTT OF JAPANESE COMPANIES WHICH CONTINUOUSLY DISPLAY RACIAL EPITHETS AGAINST AMERICAN BLACKS AS WELL AS OTHER MINORITIES IN THEIR ADVERTISEMENTS AND ON PRODUCTS SOLD IN JAPAN was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

7-M-d.

A MOTION STRONGLY URGING THE MUNICIPAL COUNCIL OF THE CITY OF YONKERSTO RECONSIDER ITS RECENT VOTE ON THE ISSUE OF AFFORDABLE AND EQUITABLE HOUSING FOR ALL OF ITS CITIZENS was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

7-M-e.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WALTER DUBINA, A FORMER POLICE OFFICER was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

7-M-f.

A MOTION REQUESTING POLICE DIRECTOR CLAUDE COLEMAN TO HAVE THE PATROL UNITS OF THE POLICE DEPARTMENT BE AWARE OF THE CHILDREN AT VARIOUS INTERSECTIONS IN THE CITY ASKING TO CLEAN THE WINDSHIELDS OF THE PASSING AUTOMOBILES was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Branch.

- 7-M-g. A MOTION COMMENDING BELL ATLANTIC AND ITS SUBSIDIARY NEW JERSEY BELL, FOR IMPLEMENTING A NEW POLICY OF REFUSING TO PROVIDE THE BILLING FOR THE "900" PARTY LINE SERVICES UNLESS THEY ARE RESTRICTED TO ADULT SUBSCRIBERS WHO HAVE REQUESTED SAID SERVICE was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.
- 7-M-h. A MOTION REQUESTING THE RENT CONTROL BOARD TO INVESTIGATE THE ALLEGATION OF THE REFUSAL OF THE COLONNADE APARTMENTS TO RENT APARTMENTS BASED ON THE FACT THAT THEY NOW HAVE A CONDO CONVERSION WHICH IS IN VIOLATION OF THE RENT CONTROL ORDINANCE was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.
- 7-M-i. A MOTION REQUESTING THAT THE DEPARTMENT OF ENVIRONMENTAL PROTECTION DO AN IMPACT STUDY ON THE EFFECTS ON FOODS BEING SOLD AT GASOLINE STATIONS was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.
- 7-M-j. A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED AN ORDINANCE TO AMEND AND SUPPLEMENT TITLE 2, ADMINISTRATION, CHAPTER 2, OFFICE OF THE MAYOR AND AGENCIES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED (TO ESTABLISH A COMMERCIAL STRIP BUSINESS ADVISORY COUNCIL) FOR THE SEPTEMBER 7, 1988 AGENDA OF THE MUNICIPAL COUNCIL was made by Councilman Tucker, seconded by Councilman Rice, and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.
- 7-M-k. A MOTION DIRECTING THE CITY CLERK TO INVITE THE APPROPRIATE OFFICIALS TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE REGARDING MATTERS BEFORE THE CENTRAL PLANNING BOARD was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.
- 7-M-l. A MOTION SUPPORTING THE NATIONAL URBAN LEAGUE'S "NINETY DAY COUNTDOWN CAMPAIGN" WHICH IS A NATIONAL VOTER EDUCATION AND VOTER REGISTRATION PROGRAM was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.
- 7-M-m. A MOTION CONGRATULATING MS. JOETTA CLARK, A NATIVE OF NEWARK, FOR EARNING A POSITION ON THE UNITED STATE'S 1988 SUMMER OLYMPICS TRACK AND FIELD TEAM was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.

7-M-n.

A MOTION REQUESTING THAT THE DIRECTOR OF GENERAL SERVICES MAKE CERTAIN THAT THE LAVATORY IN THE COUNCIL CHAMBER IS CLEANED AND KEPT CLEAN was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

7-M-o.

A MOTION AGAIN REQUESTING THAT THE LAW DEPARTMENT PREPARE AN ORDINANCE REQUIRING CERTAIN BUSINESS ESTABLISHMENTS TO MAINTAIN A SECURITY GUARD DURING REGULAR BUSINESS HOURS; FURTHER, REQUIRING THE FENCING OF BUSINESS ESTABLISHMENT PARKING LOTS TO PREVENT TRESPASSING AND LOITERING AFTER BUSINESS HOURS was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

7-M-p.

A MOTION REQUESTING THE ADMINISTRATION TO SUBMIT A STATUS REPORT TO THIS OFFICE REGARDING THE DATE THAT THE CITY PLANS TO MOVE FORTH WITH THE CLEARING OF DEBRIS FROM PROPERTY LOCATED AT 170 MOUNT PROSPECT AVENUE was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

7-M-q.

A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED AN ORDINANCE AMENDING TITLE 2 OF ADMINISTRATION, CHAPTER 2, OFFICE OF THE MAYOR AND AGENCIES OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (BY RE-ESTABLISHING THE MAYOR'S COMMISSION ON YOUTH) FOR THE SEPTEMBER 7, 1988 AGENDA OF THE MUNICIPAL COUNCIL was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

7-M-r.

A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED FOR THE SEPTEMBER 7, 1988 AGENDA OF THE MUNICIPAL COUNCIL A RESOLUTION RECOGNIZING AND COMMENDING KAREN T. HILLIARD, ADMINISTRATIVE OFFICER FOR THE CENTRAL PLANNING BOARD, FOR HER MANY YEARS OF EXEMPLARY AND DEDICATED SERVICE TO THE CITY OF NEWARK, NEW JERSEY was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

August 3, 1988

COMMUNICATIONS AND PETITIONS.

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COMMUNICATIONS.

- 8-a. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received June 30, 1988, appointing, subject to confirmation, Mr. E. James Ferland, Chairman of the Board, President and Chief Executive Officer, Public Service Electric and Gas Company, 80 Park Plaza, Newark, New Jersey, to serve on the Commercial Development Advisory Council.
(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mr. E. James Ferland, to serve on the Commercial Development Advisory Council was made by the Council of the Whole.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Branch.

President Martinez: This nomination is confirmed.

- 8-a-1. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received June 30, 1988, appointing, subject to confirmation, Mr. Donald M. Daniels, President and Chief Executive Officer, Blue Cross and Blue Shield of New Jersey, Inc., 7 Woods Hole Road, Cranford, New Jersey, to serve on the Commercial Development Advisory Council.
(Copy of communication submitted to each Member of the Council)
(Mr. Daniels met with the Council August 2, 1988)

A motion to confirm the nomination of Mr. Donald M. Daniels, to serve on the Commercial Development Advisory Council was made by the Council of the Whole.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Branch.

President Martinez: This nomination is confirmed.

- 8-a-2. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received June 30, 1988, appointing, subject to confirmation, Mr. Richard G. Merrill, Executive Vice President, The Prudential Insurance Company, 604 Market Street, Newark, New Jersey, to serve on the Commercial Development Advisory Council.
(Copy of communication submitted to each Member of the Council)
(Mr. Merrill met with the Council August 2, 1988)

A motion to confirm the nomination of Mr. Richard G. Merrill, to serve on the Commercial Development Advisory Council was made by the Council of the Whole.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Branch.

President Martinez: This nomination is confirmed.

- 8-a-3. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received June 30, 1988, appointing Mr. Daniel Eatman, President-Owner, Dan-Kia Enterprises, Inc., 224 Warwick Avenue, South Orange, New Jersey, to serve on the Commercial Development Advisory Council.
(Copy of communication submitted to each Member of the Council)

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A motion to confirm the nomination of Mr. Daniel Eatman, to serve on the Commercial Development Advisory Council was made by the Council of the Whole.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: This nomination is confirmed.

8-a-4.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received June 30, 1988, appointing, subject to confirmation, Mr. Samuel T. Allen Jr., President, Westside Heights, Inc., 363 South Orange Avenue, Newark, New Jersey, to serve on the Commercial Development Advisory Council.

(Copy of communication submitted to each Member of the Council)
(Mr. Allen met with the Council August 2, 1988)

A motion to confirm the nomination of Mr. Samuel T. Allen, to serve on the Commercial Development Advisory Council was made by the Council of the Whole.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

President Martinez: This nomination is confirmed.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received July 13, 1988, enclosing proposed "Ordinance granting to Lawrence and Barbara Aungst and their assigns a Right-of-Way through City of Newark lands in West Milford Township for the sole purpose of ingress and egress to Block 517, Lot 11 upon payment of five thousand (\$5,000.) dollars; (New Tax Assessment Map, Block 14402, Lot 2) said city lands being Block 517, Lot 9, New Block 14402, Lot 1.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 7, 1988 Agenda of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received July 13, 1988, enclosing proposed "Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 71, Lot(s) 1, 2, 3, 14, 21, 22, 28-34, 36 (221-231 Washington Street, 1-39 Campbell Street, 290-300 University Avenue, 68-102 Bank Street)."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to defer action on the ordinance was made by Councilwoman Villani, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received July 19, 1988, enclosing proposed "Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Van Buren Street and Clover Street."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 7, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received July 25, 1988, enclosing proposed "Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Delancy Street as a through street."

(Delancy Street: From Avenue P to Stockton Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 7, 1988 Agenda of the Municipal Council for first reading was made by President Martinez seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received July 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor', (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create the titles of Comptroller and Assistant Comptroller and abolish the titles of Municipal Comptroller and Assistant Municipal Comptroller in the Department of Finance)."

(Comptroller (1) \$42,932.89 - \$52,082.43

Assistant Comptroller (2) 37,462.50 - 45,219.13
(37½ hours)

Assistant Comptroller 27,049.65 - 32,562.01
(35 hours))

(Creating and abolishing titles in Department of Finance to comply with New Jersey Department of Personnel Title Standardization Program. No salary change. Represented by Newark Council 21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 7, 1988 Agenda of the Municipal Council for first reading, and directing the City Clerk to invite Business Administrator Monteilh, Personnel Director D'Auria, and Municipal Comptroller Jones was made by Councilman Harris, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received July 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'Ordinance creating permanent positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977 and amendments thereto, (To create the title of Senior Receptionist in the Department of Administration)"

(Senior Receptionist (1) \$14,885.49 - \$17,777.87
(35 Hours))

(Creating title in Department of Administration to enable transfer of person with permanent status in Office of Mayor to Administration. Represented by Newark Council 21, Civil Service Association. No salary change.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 7, 1988 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

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8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received July 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Development' (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of General Supervisor, Laboring and to abolish the title of Superintendent, Lot Clean-Up in the Department of Development)."

(General Supervisor, Laboring (1) \$20,878.97 - \$25,391.38
(40 Hours))

(Creating new title and abolishing old title to properly classify duties of employee. No salary change. Title represented by Local 2297, A.F.S.C.M.E. (Supervisors).)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 7, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

8-i.

The City Clerk presented Communication from Business Administrator Monteilh, received July 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986 as amended (To abolish the title of Legal Analyst in the Department of Land Use Control)."

(Abolishing title of Legal Analyst in Department of Land Use Control which is no longer in use.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 7, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

8-j.

The City Clerk presented Communication from Business Administrator Monteilh, received July 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To abolish the title of Legal Analyst in the Department of Health and Human Services)."

(Abolishing title of Legal Analyst in Department of Health and Human Services which is no longer used.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 7, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

8-k.

The City Clerk presented Communication from Business Administrator Monteilh, received July 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Legal Analyst in the Department of Finance)."

(Legal Analyst (1) \$31,081.35 - \$37,462.50
(35 Hours))

(Creating title of Legal Analyst in Department of Finance to more properly classify duties of employee currently serving under title of Systems Analyst. Fiscal impact approximately \$3,000. Represented by Newark Council 21, Civil Service Association, Systems Analyst is common title and therefore cannot be abolished (Copy of ordinance and communication submitted to each Member of the Council))

A motion directing the City Clerk to place this ordinance on the September 7, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

- 8-l. The City Clerk presented Communication from Business Administrator Monteilh, received July 25, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Law and establishing salaries therefor' (6-S & F-g) adopted May 4, 1977 as amended and supplemented (To create the title of Legal Assistant, part time in the Department of Law)."

(Legal Assistant, part time (1) \$23,000.00
(20 Hours))

(Creating title of Legal Assistant, part time in Department of Law necessary to handle the numerous complaints being filed in Municipal Courts. Funding provided in 1988 budget. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 7, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

- 8-m. The City Clerk presented Proposed "Ordinance amending Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, Section 17, Obscene or Indecent Representations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (Requiring the concealment of obscene materials from minors)."

(For action on this item, see Ordinance 6-F-q (A.S.) on page 10 in the minutes of this meeting.)

- 8-n. The City Clerk presented Proposed "Ordinance to amend Title 27, Zoning, Chapter 3, District Regulations, Article 6, Second Business District Regulations, Section 28, Use Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding thereto 60-60 establishments)."

(For action on this item, see Ordinance 6-F-r (A.S.) on page 10 in the minutes of this meeting.)

- 8-o. The City Clerk presented Proposed "Ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title; Definitions, Section 1, Short Title; Construction of Title; Definitions, Paragraph (c), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By changing the definition of structure to exclude billboards and adding the definition of 60-60 establishments)."

A motion to table the ordinance was made by President Martinez, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

A motion to reconsider Ordinance 8-o, at this time, was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

A motion to amend the ordinance by deleting therefrom "By changing the definition of structure to exclude billboards" was made by Councilman Rice, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

A motion directing the City Clerk to place this ordinance, as amended, on the September 7, 1988 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

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8-p.
(A.S.)

The City Clerk presented Proposed "Ordinance amending Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Section 40.2, Membership of Council; appointment; terms; powers and duties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By adding thereto representatives from the Newark Housing Authority and the Newark Board of Education.)"

(For action on this item, see Ordinance 6-F-p (A.S.) on page 9 in the minutes of this meeting.)

8-q.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received July 28, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Assistant Supervisor, Sanitation in the Department of Engineering)."

(Assistant Supervisor, Sanitation (5) \$16,670.59 - \$20,194.90)
(Change in title due to reclassification of New Jersey Department of Personnel. No salary change. Represented by Local 2297, A.F.S.C.M.E.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-o (A.S.) on page 8 in the minutes of this meeting.)

8-r.
(A.S.)

The City Clerk presented Proposed "Ordinance amending Title 10, Finance and Taxation, Chapter 4, Fiscal Policy of Council of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by adding thereto a new chapter providing for 25% Set Aside Program with respect to all debt obligations or leasepurchase obligations and establishing criteria for qualifications for purchasers of obligations."

A motion directing the City Clerk to place this ordinance on the September 7, 1988 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.

8-s.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Offices of the Municipal Council and City Clerk and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended and supplemented (To adjust the salary range for Aide to Council President, and Executive Secretary.)"

(For action on this item, see Ordinance 6-F-s (A.S.) on pages 10 & 11 in the minutes of this meeting.)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

9-a.

Communication from Business Administrator Monteilh, received May 20, 1988, enclosing proposed "Ordinance to amend and supplement Title 5, 'Amusements and Amusement Businesses,' Chapter 10, 'Carnivals', of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented governing the regulation of carnivals, street fairs and street festivals within the City of Newark."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council June 29, 1988)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.

9-b.

Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the titles of Deputy Municipal Emergency Management Coordinator and Line Worker Helper, Fire in the Department of Fire)."

(Deputy Municipal Emergency Management Coordinator (1) 1/1/88 \$35,320.90 - \$42,932.89

Line Worker Helper 1/1/88 14,781.90 - 17,349.37)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. One title in Management Class and other represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 7, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

9-c.

Communication from Business Administrator Monteilh, received March 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey' (6-S & F-bf) adopted November 22, 1966. (To create the titles of Line Worker and Supervising Line Worker and to abolish the titles of Lineman and Lineman, Foreman in the Department of Fire)."

(Line Worker (11) 1/1/88 \$25,500.00 - \$31,728.32

Supervising

Line Worker (2) 1/1/88 \$29,913.94 - \$31,054.46 - \$32,189.02)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. Represented by Firemen's Mutual Benevolent Association Local No. 4 and I.A.F.F. - Professional Fire Officers Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 7, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

9-d.

Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Recreation Supervisor, Cultural Services and to abolish the title of Supervisor of Cultural Affairs in the Department of Health and Human Services.)"

(Recreation Supervisor,

Cultural Services (40 Hours) (1) \$28,120.23 - \$33,863.25)

(Change in title to properly classify duties of employee and abolish old title. Salary remains unchanged. Represented by Newark Council, #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

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Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To create the title of Community Relations Specialist, Part-Time.)"
 (Community Relations Specialist,
 Part-Time (20 Hours) (1) 1/1/88 \$15,000. - \$15,000.)
 (Creating part-time position in Office of the Mayor. Fiscal Impact \$15,000.
 Since position is part time, not represented by any bargaining unit.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 7, 1988 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
 Absent: Councilman Branch.

9-f. Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance approving an amendment to the Redevelopment Plan and the Feasibility of Relocation for City Tax Blocks 408, 409, 403, 404, 407, 406, 405, 209, 207, 208, 227, 228, 229, 233, 234, 235, 236, 237 and 238 in their entirety.
 (Springfield Avenue, South Orange Avenue, Howard Street, Thirteenth Avenue, Wickliffe Street, Warren Street, Norfolk Street, West Market Street, Richmond Street, Thirteenth Avenue, Boston Street, South Orange Avenue, Jones Street, to Springfield Avenue.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Central Planning Board)
 A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
 Absent: Councilman Branch.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from July 6, 1988 to July 25, 1988:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Ms. Civic Association	9843 (Amended)
Blessed Sacrament Holy Name Society	9942
Blessed Sacrament High School Advisory Board	9943

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Ironbound Ambulance Squad Incorporated	9941
Clinton Memorial AME Zion Church	9944
Parents and Guardians Guild of Saint Vincent Academy	9945
Saint Augustine Church	9946
Saint Augustine Church	9947
Ironbound Community Corporation	9948
Saint James Roman Catholic Church	9949

August 3, 1988

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A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

This meeting adjourned at 5:45 P. M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

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A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 11:56 A.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, First Assistant Corporation Counsel Joanne Johnson and Assistant Corporation Counsel Joan McSherry.

Absent: Councilmen Payne, Tucker.

City Clerk Marasco read letter dated August 19, 1988, from Hon. Henry Martinez, President-Municipal Council, calling a special meeting of the Municipal Council for Tuesday, August 23, 1988, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, to consider the following legislation.

Resolution approving determination of Central Planning Board that City Tax Block 71, Lots 1, 2, 3, 14, 21, 22, 28-34, 36, specifically described in the Report of Findings of the central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order #880017, June 1, 1988) (Bank Street Blight Project)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal and by posting on the designated bulletin board in the basement of City Hall."

RESOLUTIONS.

- 7-R-a (S) Resolution approving determination of Central Planning Board that City Tax Block 71, Lots 1, 2, 3, 14, 21, 22, 28-34, 36, specifically described in the Report of Findings of the central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order #880017, June 1, 1988) (Bank Street Blight Project)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by President Martinez, seconded by Councilwoman Villani.

President Martinez directed the City Clerk to request the Law Department to submit to the Members of the Municipal Council certain information on the statute on blight relative to notification of objectors, when the 30 day period for action by Council starts and any other information which was requested at the special pre-meeting conference.

President Martinez further directed the City Clerk to communicate with Mayor James requesting the Administration commence a meeting with all parties involved in this project including the objectors.

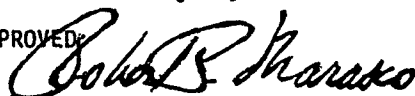
The motion to defer action on the resolution and directing the City Clerk to send appropriate notice calling for a special meeting of the Municipal Council for Tuesday, August 30, 1988, at 11:00 A.M.; further, directing the City Clerk to invite interested parties to meet with the Members of the Municipal Council at a special conference to be held August 30, 1988, was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Payne, Tucker.

ADJOURNMENT.

- 12.a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Payne, Tucker.

This meeting adjourned at 12:11 P.M.

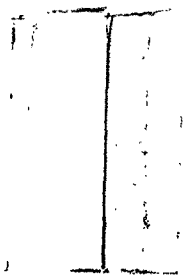
APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President



Newark, New Jersey, August 30, 1988

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:13 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Grant, Payne, Rice, Tucker, President Martinez,
City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Branch, Carrino, Harris, Villani.

(Councilman Carrino arrived at 12:14 P.M.)

City Clerk Marasco read letter dated August 26, 1988, from His Honor, Mayor Sharpe James, calling a special meeting of the Municipal Council for Tuesday, August 30, 1988, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to consider the following legislation:

Resolution refunding \$14,079.93 to Fredrich Tauber and Dennis G. Katz, Esq., (return of rent arrears, repair/fuel costs, et al), pursuant to decision by the Honorable Judge Leo Yanoff.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, and by posting on the designated bulletin board in the basement of City Hall."

(Councilman Carrino arrived at 12:14 P.M.)

RESOLUTIONS.

7-R-a. (S-1)

Resolution authorizing Director of Finance to issue check in amount of \$14,079.93 to Fredrich Tauber c/o Dennis G. Katz, Esquire, 377 Broad Street, Box 2359, Bloomfield, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel, for return of rent arrears, repair/fuel costs (447-449 Fifth Street, Block 1952, Lot 41) paid under protest and court costs pursuant to Court Order of June 25, 1988, to be paid from Account Number 011-BD-4980.

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Harris, Villani.

ADJOURNMENT.

12-a. (S-1)

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Harris, Villani.

August 30, 1988

This meeting adjourned at 12:15 P.M.

APPROVED:

Robert P. Marasco
City Clerk

Henry Martinez
President

Newark, New Jersey, August 30, 1988

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:16 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Carrino, Grant, Payne, Rice, Tucker, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Branch, Harris, Villani.

City Clerk Marasco read letter dated August 25, 1988, from Council President Henry Martinez, calling a special meeting of the Municipal Council for Tuesday, August 30, 1988, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, to consider the following legislation:

Resolution approving determination of Central Planning Board that City Tax Block 71, Lots 1, 2, 3, 14, 21, 22, 28-34, 36, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM80017, June 1, 1988)

City Clerk Marasco further read letter dated August 26, 1988, from Council President Henry Martinez, requesting the following be added to the call of the special meeting of the Municipal Council for Tuesday, August 30, 1988, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, to consider the following legislation:

Resolution approving Carnival License for St. Benedict's Elementary School, Komorn and Niagara Streets, September 7 - 11, 1988.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, and by posting on the designated bulleting board in the basement of City Hall."

RESOLUTIONS.

7-R-a. (S-2)

Resolution authorizing Manager of License Division of issue Carnival License to Parent Association of St. Benedict Elementary School (Komorn and Niagara Steets-school yard), for period September 7, 1988 to September 11, 1988.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Harris, Villani.

August 30, 1988

7-R-b. (S-2)

Resolution approving determination of Central Planning Board that City Tax Block 71, Lots 1, 2, 3, 14, 21, 22, 28-34, 36, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM880017, June 1, 1988)

A motion to defer action on the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Harris, Villani.

ADJOURNMENT.

12-a. (S-2)

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Harris, Villani.

This meeting adjourned at 12:17 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:20 P.M.

The audience arose for the National Anthem.

The invocation was offered by Reverend Joseph Granato, St. Lucy's Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Vincent Leong; Legislative Research Officers John Nulty and Elmer Herrmann; Public Relations Consultants Edna Bailey and Dolores Wheat; Lieutenant Raymond Gilhooly and Detective James Miller, Jr., Sergeant-at-Arms.

Absent: Councilmen Carrino, Payne, Tucker.

(Councilman Carrino arrived 1:25 P.M.)

(Councilman Payne arrived 2:13 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for the month of July, 1988.

A motion that the Report of Contracts Awarded, as recommended by the Purchasing Agent and approved by the Business Administrator, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council as follows: Excel Air Inc.-HVAC Control System-\$50,000., Mr. Carpet Cleaning Co.-Carpet Cleaning Services-\$30,000., Nationwide Pest Control-Exterminating Services-\$50,000., Ebon Services International-Janitorial Services, William Street-\$200,000., be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.

- 4-b. The City Clerk presented 1987 Annual Report of the Newark Fire Department.

A motion that the Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.

- 4-c. The City Clerk presented Reports of Office of the City Clerk, for months of April, May and June, 1988.

A motion that the Reports be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.

- 4-d. The City Clerk presented Tax Sale Exclusion Report for year 1987, submitted by Tax Collector.

(Copy submitted to each Member of the Council)

A motion that the Tax Sale Exclusion Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.

- 4-e. The City Clerk presented Copy of Minutes of Meetings of Alcoholic Beverage Control Board held March 28, April 18, May 16, May 23, June 6, June 20, June 27, July 18, July 25, 1988.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
 Absent: Councilmen Carrino, Payne, Tucker.
- 4-f. The City Clerk presented Copy of Minutes of Meeting of Board of Trustees of Newark Public Library, held June 22, 1988.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
 Absent: Councilmen Carrino, Payne, Tucker.
- 4-g. The City Clerk presented Copy of Minutes of Meeting of Executive Session of Board of Trustees of the Newark Public Library, held June 22, 1988.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
 Absent: Councilmen Carrino, Payne, Tucker.
- 4-h. The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held July 28, 1988.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
 Absent: Councilmen Carrino, Payne, Tucker.
- 4-i. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held July 14, 1988.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
 Absent: Councilmen Carrino, Payne, Tucker.
- 4-j. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held July 14, 1988.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
 Absent: Councilmen Carrino, Payne, Tucker.
- A motion to consider Resolution 7-R-ef (A.S.), at this time, was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
 Absent: Councilmen Carrino, Payne, Tucker.
- 7-R-ef. (A.S.) Resolution recognizing and commending Mr. William Saller on the prestigious occasion of his retirement from Public Service Electric & Gas Company, and further, for his outstanding leadership in government and the community.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.

Councilman Rice, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Saller.

Mr. Saller thanked the Members of the Municipal Council and expressed his appreciation for presenting him with this resolution.

A motion to consider Resolution 7-R-dy, at this time, was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.

7-R-dy.

Resolution recognizing and commending Mr. Moses Neal of the Randall Anderson Veterans of Foreign War Post #9015 on the occasion of being selected as All-State Post Commander of the Year by the Veterans of Foreign Wars.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Payne, Tucker.

Councilman Rice, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Neal.

Mr. Neal thanked the Members of the Municipal Council for honoring him in this manner.

(Councilman Carrino arrived 1:25 P.M.)

A motion to consider Resolution 7-R-dv at this time was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Payne, Tucker.

7-R-dv.

Resolution recognizing and commending Ms. Pauline Kielliebrew on her selection as "Enrollee of the Year" by the North Ward Center Inc., located in Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Ms. Kielliebrew.

Ms. Kielliebrew expressed her appreciation to the Members of the Municipal Council for this commendation.

A motion to consider Resolution 7-R-du at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

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7-R-du. Resolution recognizing and commending Rutgers University on the occasion of being selected as "Employer of the Year" by the North Ward Center, Inc., located in Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution.

A representative from the Personnel Department of Rutgers University accepted this commendation on behalf on the University and expressed appreciation to the Members of the Municipal Council for recognizing the University in this manner.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a. The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.
(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

6-F-b. The City Clerk read An ordinance to amend and supplement Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Article 28, Newark Landmarks and Historic District Commission, Section 18, et seq., of the Revised Ordinances of the City of Newark, New Jersey, (1966) as amended and supplemented (By conforming R.O. 2:2-138, et seq., to the requirements of P.L. 1985, Ch. 516).
(Amendment necessitated due to recent amendments in Municipal Land Use Law wherein State Legislature established procedures and methodologies for establishment of a historical preservation commission and ways of identifying historic buildings.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

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6-F-c.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Chief Sanitary Inspector and to abolish the title of Chief Sanitary Inspector, Environmental Sanitation in the Department of Health and Human Services.)

(Chief Sanitary
Inspector (40 Hours) (1) 1/1/88 \$26,448.94 - \$32,149.75)
(Change in title to properly classify duties of employee and abolish old title.
Salary remains unchanged. Represented by Local 2299, A.F.S.C.M.E. (Inspectors))
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Montelth and Health and Welfare Director Foster-Struggs
met with Council September 6, 1988)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

6-F-d.

The City Clerk read An ordinance granting to Lawrence and Barbara Aungst and Donal Brown and their assigns a Right-of-Way through City of Newark lands in West Milford Township for the sole purpose of ingress and egress to Block 517, Lot 11 upon payment of five thousand (\$5,000.) dollars; (New Tax Assessment Map, Block 14402, Lot 2) said city lands being Block 517, Lot 9, New Block 14402, Lot 1.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

6-F-e.

The City Clerk read An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Van Buren Street and Clover Street.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

- 6-F-f. The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Delancy Street as a through street.
 (Delancy Street: From Avenue P to Stockton Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval from the Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

- 6-F-g. The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor', (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create the titles of Comptroller and Assistant Comptroller and abolish the titles of Municipal Comptroller and Assistant Municipal Comptroller in the Department of Finance).

(Comptroller (1) \$42,932.89 - \$52,082.43

Assistant Comptroller (2) 37,462.50 - 45,219.13
 (37½ hours)

Assistant Comptroller 27,049.65 - 32,562.01
 (35 hours))

(Creating and abolishing titles in Department of Finance to comply with New Jersey Department of Personnel Title Standardization Program. No salary change. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

- 6-F-h. The City Clerk read An ordinance to amend an ordinance entitled, "Ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 and amendments thereto, (To create the title of Senior Receptionist in the Department of Administration)

(Senior Receptionist (1) \$14,885.49 - \$17,777.87
 (35 Hours))

(Creating title in Department of Administration to enable transfer of person with permanent status in Office of Mayor to Administration. Represented by Newark Council 21, Civil Service Association. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988

6-F-i.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To abolish the title of Legal Analyst in the Department of Land Use Control).

(Abolishing title of Legal Analyst in Department of Land Use Control which is no longer in use.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

6-F-j.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To abolish the title of Legal Analyst in the Department of Health and Human Services).

(Abolishing title of Legal Analyst in Department of Health and Human Services which is no longer used.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

6-F-k.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor" (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Legal Analyst in the Department of Finance).

(Legal Analyst (1) \$31,081.35 - \$37,462.50
(35 Hours))

(Creating title of Legal Analyst in Department of Finance to more properly classify duties of employee currently serving under title of Systems Analyst. Fiscal impact approximately \$3,000. Represented by Newark Council 21, Civil Service Association, Systems Analyst is common title and therefore cannot be abolished.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

6-F-1.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor" (6-S & F-g) adopted May 4, 1977 as amended and supplemented (To create the title of Legal Assistant, part time in the Department of Law).

(Legal Assistant, part time (1) \$23,000.00
(20 Hours))

(Creating title of Legal Assistant, part time in Department of Law necessary to handle the numerous complaints being filed in Municipal Courts. Funding provided in 1988 budget. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

6-F-m.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of General Supervisor, Laboring and to abolish the title of Superintendent, Lot Clean-Up in the Department of Development).

(General Supervisor, Laboring (1) \$20,878.97 - \$25,391.38
(40 Hours))

(Creating new title and abolishing old title to properly classify duties of employee. No salary change. Title represented by Local 2297, A.F.S.C.M.E. (Supervisors))

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

6-F-n.

The City Clerk read An ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title; Definitions, Section 1, Short Title; Construction of Title; Definitions, Paragraph (c), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding the definition of Go-Go establishments).

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

6-F-o.

The City Clerk read An ordinance amending Title 10, Finance and Taxation, Chapter 4, Fiscal Policy of Council of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by adding thereto a new chapter providing for 25% set aside program with respect to all debt obligations or lease-purchase obligations and establishing criteria for qualifications for purchasers of obligations.

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

6-F-p.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the titles of Deputy Municipal Emergency Management Coordinator and Line Worker Helper, Fire in the Department of Fire).

(Deputy Municipal Emergency Management Coordinator (1) 1/1/88 \$35,320.90 - \$42,932.89

Line Worker Helper 1/1/88 14,781.90 - 17,349.37)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. One title in Management Class and other represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

6-F-q.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey" (6-S & F-bf) adopted November 22, 1966. (To create the titles of Line Worker and Supervising Line Worker and to abolish the titles of Lineman and Lineman, Foreman in the Department of Fire).

(Line Worker (11) 1/1/88 \$25,500.00 - \$31,728.32

Supervising

Line Worker (2) 1/1/88 \$29,913.94 - \$31,054.46 - \$32,189.02)

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. Represented by Firemen's Mutual Benevolent Association Local No. 4 and I.A.F.F. Professional Fire Officers Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

September 7, 1988

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

6-F-r.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To create the title of Community Relations Specialist, Part-Time.)

(Community Relations Specialist,

Part-Time (20 Hours) (1) 1/1/88 \$15,000. - \$15,000.)

(Creating part-time position in Office of the Mayor. Fiscal Impact \$15,000.

Since position is part time, not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

6-F-s.

The City Clerk read An ordinance amending Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, Section 17, Obscene or Indecent Representations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (Requiring the concealment of obscene materials from minors).

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

A motion to consider Item 8-x on Ordinances on First Reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

September 7, 1988

6-F-t.

The City Clerk read An ordinance amending Title 23, Traffic and Parking, Chapter 4, Limiting Use of Streets to Certain Vehicles, Section 2, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By extending the time periods one-half hour in the morning and one-half hour in the evening that certain sections of Broad Street will be used as an exclusive bus lane).

(6:30 A. M.-9:30 A. M. and 4:00 P. M.-6:30 P. M., Monday through Friday, curb lanes beginning at Pennington street continuing in a northerly direction to Orange Street and from 315 feet south of the southerly curb line of Bridge Street continuing in a southerly direction to Lincoln Park.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

A motion to consider Item 8-y on Ordinances on First Reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

6-F-u.

The City Clerk read An ordinance creating Section 3, Title 23, Traffic and Parking, Chapter 4, Limiting Use of Streets to Certain Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To designate certain Sections of Market Street during certain hours as an exclusive bus lane).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

A motion to consider Item 8-z on Ordinances on First Reading was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

6-F-v.

The City Clerk read An ordinance creating Section 4 of Title 23, Traffic and Parking, Chapter 4, Limiting Use of Streets to Certain Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. By creating a penalty provision for violation of the exclusion bus lanes).

(Fine of \$20.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

September 7, 1988

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

A motion to consider Item 8-bd (A.S.) on Ordinances on First Reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

6-F-w.
(A.S.) The City Clerk read An ordinance amending Section 23:5-6, Stopping or Standing Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Broad Street.

(Broad Street, from Lombardy Street to State Street, east side, from 6:30 A. M. to 9:30 A. M. and 4:00 P. M. to 6:30 P. M.)

Broad Street, from Washington Place to State Street, west side, from 6:30 A. M. to 9:30 A. M.)

(To facilitate bus traffic on the exclusive bus lanes along said streets)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

Councilman Carrino, through the chair, requested the City Clerk be directed to request the New Jersey Transit Corporation to prepare and submit plans for a comprehensive public information campaign which would provide local residents and commuters with sufficient advance notice and a detailed explanation regarding the bus lane program and to have appropriate advertisements within the Star Ledger and various other ethnic newspapers.

A motion to consider Item 8-be (A.S.) on Ordinances on First Reading was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

6-F-x.
(A.S.) The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor," (6-S & F-e) adopted May 4, 1977, as amended and supplemented.

A motion to adopt the ordinance on first reading was made by Councilman Harris,, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

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President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1988.

ORDINANCES ON PUBLIC HEARING SECOND READING AND FINAL PASSAGE:

President Martinez called for ordinances on public hearing, second reading and final passage:

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance establishing medical, dental and prescription health benefits for officials and employees of the City of Newark as herein defined", (6-S & F-d) adopted March 3, 1982, as amended and supplemented. (To adjust health insurance entitlement) .

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. "An Ordinance Establishing Medical, Dental And Prescription Health Benefits For Officials And Employees Of The City Of Newark As Herein Defined", (6S&FD) adopted March 3, 1982 as amended and supplemented be amended to provide that elected and appointed officials, middle level management and other employees of the City of Newark who have their non-salary benefits conferred by Ordinance as herein defined shall be entitled to medical, dental, and prescription health benefits, as herein set forth.

Section 2. For the purposes of this ordinance:

- (a) Elected officials are the Mayor and the Members of the Municipal Council of the City of Newark;
- (b) Eligible appointed officials, middle level management and other eligible employees are those serving full time in: (i) unclassified positions and who are legally excluded from representation by a labor union, namely: Deputy Mayors, Personal Secretary to the Mayor, Executive Secretary to the Mayor, Mayor's Aides, Judges of Municipal Court, Executive Secretaries to Councilmen, Aide to Council President, City Clerk, Deputy City Clerk, Department Heads, Business Administrator, Assistant Business Administrator, Police Chief, Tax Assessor, Court Administrator and Legislative Research Officer; and (ii) classified positions and who are legally excluded from representation by a labor union, namely: Chief Analyst of the Office of the City Clerk.

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Section 3. Grant program employees serving in positions which otherwise would be incorporated under Section 2 hereinabove shall be entitled to the health benefits set forth herein.

Section 4. The City will provide its active elected and appointed officials and employees in the above referenced categories, and their eligible dependents, under specified conditions, until the end of the calendar year in which their twenty-third (23rd) birthday occurs, unless otherwise specified below with the following increases in their health insurance coverage:

- a. Effective January 1, 1988, the individual lifetime maximum provided under the Prudential Major Medical Plan shall be increased from \$100,000.00 to \$250,000.00.

The Prudential Major Medical benefit shall cover eligible dependent children until the date on which their nineteenth (19th) birthday occurs unless both of the following conditions are met: (a) the child is wholly dependent upon the employee for support and maintenance, and (b) the child is enrolled as a full-time student in an education institution; in which case eligible dependent children shall be covered until the date on which their twenty-third (23rd) birthday occurs.

- b. Effective January 1, 1987, the employee contribution for P.A.C.E. Medical-Surgical coverage under the City's current contract with Blue Shield of New Jersey shall be eliminated.
- c. Effective June 1, 1988, the age limit for eligible dependents under the City's Prescription Plan (which provides for a \$1.50 co-payment per prescription), shall be extended from age 19 to the end of the year in which their twenty-third (23rd) birthday occurs.

Section 5. The City will provide its eligible retirees in the above referenced categories with twenty-five (25) years of continuous service who retire on or after January 1, 1987, and their eligible dependents, under specified conditions, until the end of the calendar year in which their twenty-third (23rd) birthday occurs, with the following health insurance coverage:

- a. A prescription plan with a \$1.50 co-payment per prescription, with no age limitation on the retiree.
- b. Blue Shield 14/20 Medical-Surgical Plan; Rider "J" (\$250.00 combined maximum); Medical and Accidental Emergency Room Riders. Said coverage is to continue until such time as the retirees attains age sixty-five and is thereby eligible for coverage under Medicare.
- c. A dual choice dental plan at the existing level of benefits with coverage continuing until such time as the retiree attains the age of seventy (70) years.

Section 6. The City shall provide its eligible retirees in the above referenced categories with twenty-five (25) years of continuous service who retire on or after January 1, 1987, and their eligible dependents, with the following health insurance coverage.

- a. Effective January 1, 1988, the individual lifetime maximum provided under the Prudential Major Medical Plan shall be increased from \$100,000.00 to \$250,000.00.

The Prudential Major Medical benefit shall cover eligible dependent children until the date on which their nineteenth (19th) birthday occurs unless both of the following conditions are met: (a) the child is wholly dependent upon the employee for support and maintenance, and (b) the child is enrolled as a full-time student in an education institution; in which case eligible dependent children shall be covered until the date on which their twenty-third (23rd) birthday occurs.

Section 7. The plans for the dental, medical and prescription health benefits hereinabove set forth shall be implemented as of the dates specified herein.

Section 8. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 9. Any existing Ordinance or part thereof inconsistent with this Ordinance is hereby repealed.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Villani, President Martinez.
Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 2, Administration, Chapter 7, Department of Finance, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By establishing a Division of Tax Abatement and Special Tax).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

September 7, 1988

SECTION 1. Title 2, ^hAdministration, Chapter 7, Department of Finance, Section 1, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby further amended and supplemented to read in its entirety as follow:

ARTICLE 1 - IN GENERAL

2:7-1 - ESTABLISHMENT AND GENERAL ORGANIZATION OF DEPARTMENT

There shall be a Department of Finance, the head of which shall be the Director of Finance. The department, under the direction and supervision of the director, shall be organized into the following 8 divisions:

- (a) Water accounting and customer services;
- (b) Accounts and control;
- (c) Treasury;
- (d) Revenue collections;
- (e) Licenses;
- (f) Data processing;
- (g) Assessment; and
- (h) Tax abatement and special tax

SECTION 2. Title 2, Administration, Chapter 7, Department of Finance, in general of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding a new Article to read in its entirety as follows:

[NEW] ARTICLE 8 - DIVISION OF TAX ABATEMENT & SPECIAL TAX

2:7-[] - DIVISION CREATED; HEAD MANAGER

There shall be within the Department of Finance a Division of tax abatement and special tax, the head of which shall be the manager of tax abatement and special tax.

2:7-[]

(a) Qualification Compensation - The manager, shall prior to his/her appointment, possess such qualifications as to meet the professional level of the position including performance and supervisory experience. His compensation shall be such sum annually as shall be fixed by Executive Order of the Mayor.

(b) Duties - The manager of the division of tax abatement and special tax, under the supervision of the Director of the Department of Finance, and with assistance of such other personnel as may be authorized by ordinance shall:

- (1) Organize and administer the work of the division;
- (2) Maintain books and records of account for tax abated projects and special tax including, but not limited to, parking, payroll and hotel consistent with sound accounting principles;

- (3) Insure the collection and payment of all revenue due from tax abated projects and special tax businesses is received in a timely manner;
- (4) Prepare reports as directed by the Director indicating the status of both tax abated projects and special tax businesses;
- (5) Coordinate the administration's responsibilities in making recommendations to the Municipal Council for granting tax abatement including tracking the status of a project prior to the issuance of a certificate of occupancy;
- (6) Report and recommend to the Director and the Municipal Council any tax abated project that should be cancelled for either failure to pay over monies due to the City or comply with other provisions of the tax abatement agreement;
- (7) To take appropriate steps including the adoption and enforcement of such rules and regulations to collect all revenues, arrearages and delinquencies due to the City from either tax abated projects or special tax businesses; and
- (8) To exercise all the powers and duties necessary to monitor such projects and to insure that the City maximize its collections efforts in connection with such businesses.

(c) Reporting - The Manager of the Division of Tax Abatement and Special Tax shall provide the Municipal Council with quarterly reports as to the status of all tax abated projects, together with status reports on the revenue collection efforts in the parking and payroll tax area. A copy of all annual audits received by the Division of Tax Abatement and Special Tax shall be filed with the Office of the City Clerk.

(d) Auditing - The Manager of the Division of Tax Abatement and Special Tax shall require:

- (1) All tax abated entities shall supply certified financial audits for each year of the tax abatement's existence including forms which identify the excess profits in regards to Fox Lance entities and forms which identify allowable deductions for gross sheltered rents for Limited Dividend entities. The forms shall be developed by the Division of Tax Abatement and Special Tax.

- (2) All tax abated entities shall submit a "total project cost audit" where applicable, certified by a Certified Public Accountant which shall be reviewed by the Division of Tax Abatement and Special Tax. The Division of Tax Abatement and Special Tax shall submit to the Municipal Council a resolution for its consideration adjusting the projected total project cost to the amount identified in the certified audit.

SECTION 3. All prior Ordinances or parts thereof which are inconsistent with this Ordinance are hereby repealed.

SECTION 4. This Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the functions of this Division.

City Clerk Marasco responded this Division would be responsible for collecting taxes owed to the City of Newark.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Harris.

President Martinez presented a letter from the Fair Taxation Committee and requested this ordinance be deferred and the letter forwarded to the Corporation Counsel for his review.

Councilman Rice withdrew his motion to adopt and Councilman Harris withdrew his second to the motion.

No one else appearing, a motion to close the hearing and defer action on the ordinance was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez
Absent: Councilmen Payne, Tucker.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of "Receptionist" in the Department of Health and Human Services.)

(Creating new title in Department of Health and Human Services to enable Department to effectuate a permanent appointment of an employee who is currently serving in title of Receptionist, Typing. Salary range for both titles are identical. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

September 7, 1988

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services", and (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Receptionist (1) \$14,246.01 - \$17,000.48
2976 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.
Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Investment Specialist in the Department of Finance.)
(Creating new title in Department of Finance to properly classify duties of employee who is currently serving in title of Senior System Analyst. Old title is common title. Fiscal Impact approximately \$1,700. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Investment Specialist (1) \$31,081.35 - \$37,462.50
2210 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, President Martinez.

Absent During Roll Call: Councilwoman Villani.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Hamilton Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Hamilton Street:

North side, from Liberty Street to McCarter Highway

South side, from Columbia Street to McCarter Highway

SECTION 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication according to law.

SECTION 4. This ordinance does not require approval by the Commissioner of Transportation.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, President Martinez.

Absent During Roll Call: Councilwoman Villani.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving an amendment to the Urban Renewal Plan for the Educational Center Urban Renewal Project, N.J.R.-50 (4th Amendment)

(Generally bounded by the Passaic River on the east; Park Street on the south; Kitchell Street, Kitchell Place and Park Place on the west; and Saybrook Place on the north.)

WHEREAS, it has heretofore been found and determined by the Municipal Council Resolution 7Rr adopted July 10, 1961, that the Project Area is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, The Municipal Council of the City of Newark, New Jersey, did approve the original Urban Renewal Plan by Resolution 7Rbk adopted on May 20, 1964; and

WHEREAS, The Municipal Council of the City of Newark has heretofore by Ordinance 6S & FD adopted October 5, 1977; 6S & FD adopted May 3, 1978, 6-PH, S & F-f adopted October 7, 1981; and approved Urban Renewal Plan amendments for the Educational Center Urban Renewal Project (N.J.R.-50); and

WHEREAS, it is necessary to further amend said Urban Renewal Plan such amendment to consist of: (1) The multiple use Riverfront Development between McCarter Highway and the Passaic River has been further defined. First, certain brick structures previously scheduled for rehabilitation have now been designated for demolition, due to a basic lack of economic feasibility. Second, residential use has been introduced as one of the permitted uses in the Core Area commercial land use designation. (2) Certain specific environmental and building controls have been eliminated from the text. All developments in this Project Area are under the control of applicable municipal environmental and building controls and this will eliminate a redundancy of controls in this Plan.

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the recommendation of the Planning Board; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of Urban Renewal Projects with financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin; and

WHEREAS, it is not necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That it is hereby found and determined that the amended Urban Renewal Plan N.J.R-50 for the Educational Center Urban Renewal Project Area conforms to the general plan of the locality.

2. That it is hereby found and determined that the amended Urban Renewal Plan indicates proposed land uses and building requirements in the area, and its relationship to definite local objectives as to appropriate land uses, density of population and improved traffic, public transportation, public utilities, recreational and community facilities and other public improvements, with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the plan.

3. That the amended Urban Renewal Plan provides for the location of persons living in the project Area and that the proper relocation of the individuals and families displaced in carrying out the Project in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Project; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families are reasonably accessible to their places of employment.

4. That it is hereby found and determined that the objective of the amended Urban Renewal Plan cannot be achieved through rehabilitation of the Project Area.

5. That it is hereby found and determined that amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the Urban Renewal of the areas by private enterprise.

6. That in order to facilitate the implementation of the amended Urban Renewal Plan hereby approved it is found and determined that certain official action must be taken by the Municipal Council of the City of Newark, and accordingly, this Municipal Council hereby; (a) Pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) Requests the various officials, departments, boards and agencies of the locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Urban Renewal Plan; and (c) Stands ready to consider and take appropriate action upon proposals and measures designed to implement said Urban Renewal Plan.

7. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for federal financial assistance pertaining to the Project is necessary to enable the project to be undertaken in accordance with the Urban Renewal Plan for the Project Area.

8. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

9. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, President Martinez.

Absent During Roll Call: Councilwoman Villani.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving an amendment to the Urban Renewal Plan for the Fairmount Urban Renewal Project, N.J.R.-72 (9th Amendment)

(Generally bounded by Central Avenue, West Market Street and Hartford Street on the north; Norfolk Street on the East; Twelfth Avenue on the south; Littleton Avenue and South Seventh Street on the west.)

WHEREAS, it has heretofore been found and determined by virtue of Municipal Council Resolution 7Rj adopted May 20, 1964 that the Project area known as the Fairmount Urban Renewal Project is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, the Municipal Council of the City of Newark did approve the original Urban Renewal Plan by Resolution 7RBL on August 4, 1965; and

WHEREAS, the Municipal Council of the City of Newark has heretofore by Resolution 7RBL adopted August 4, 1965; 7RBD adopted March 20, 1968; 7RBD adopted April 16, 1969; 7RV adopted November 24, 1970; 7RCE adopted March 21, 1973; 7R-g adopted September 5, 1973; 7RBT adopted March 5, 1975; Ordinances 7S & F-d adopted April 18, 1979; 7S & FF adopted November 3, 1982; approved Urban Renewal Plan Amendments for the Fairmount Urban Renewal Plan (N.J.R.-72); and

WHEREAS, it is necessary to further amend said Urban Renewal Plan such amendment to consist of: (1) Land formerly designated for intensive business use, bounded by Morris Avenue on the west, Cabinet Street on the north, vacated Newton Street on the east, and Twelfth Avenue on the south, will be changed in land use to Residential Medium Density. This change requires an amendment of Urban Renewal Plan Map two (2) with regard to this change in land use. (2) Certain specific environmental and building controls were eliminated and from the text of this plan. All developments in this project area are under controls of all such applicable municipal environmental and building controls. Thus, a redundancy has been eliminated.

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the recommendation of the Planning Board; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaken and carrying out of Urban Renewal Projects with financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin; and

WHEREAS, it is not necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That it is hereby found and determined that the amended Urban Renewal Plan N.J.R-72 for the Fairmount Urban Renewal Project Area conforms to the general plan of the locality.

2. That it is hereby found and determined that the amended Urban Renewal Plan indicates proposed land uses and building requirements in the area, and its relationship to definite local objectives as to appropriate land uses, density of population and improved traffic, public transportation, public utilities, recreational and community facilities and other public improvements, with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the plan.

3. That the amended Urban Renewal Plan provides for the location of persons living in the project Area and that the proper relocation of the individuals and families displaced in carrying out the Project in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Project; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families are reasonably accessible to their places of employment.

4. That it is hereby found and determined that the objective of the amended Urban Renewal Plan cannot be achieved through rehabilitation of the Project Area.

5. That it is hereby found and determined that amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the Urban Renewal of the areas by private enterprise.

6. That in order to facilitate the implementation of the amended Urban Renewal Plan hereby approved it is found and determined that certain official action must be taken by the Municipal Council of the City of Newark, and accordingly, this Municipal Council hereby; (a) Pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) Requests the various officials, departments, boards and agencies of the locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Urban Renewal Plan; and (c) Stands ready to consider and take appropriate action upon proposals and measures designed to implement said Urban Renewal Plan.

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7. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for federal financial assistance pertaining to the Project is necessary to enable the project to be undertaken in accordance with the Urban Renewal Plan for the Project Area.

8. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

9. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, President Martinez.

Absent During Roll Call: Councilwoman Villani.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, and amendments thereto (To create the title of Principal Buyer in the Department of Administration.)

(Creating new title in Division of Purchasing; replaces three existing Senior buyer positions with three positions in new title. Fiscal Impact approximately \$3,760. Represented by Newark Council, #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 (g) of an ordinance entitled, "An Ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 and amendments thereto, be amended by creating the following title:

(g) DEPARTMENT OF ADMINISTRATION

POSITION

Principal Buyer	(3)	\$24,670.94-\$29,685.18
2770 (35 Hrs.)		

SECTION 2. All prior ordinances or parts of prior ordinance which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

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President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none, and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

75

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-m) adopted May 4, 1977, as amended and supplemented (To create certain position titles and abolish other titles in the Department of Engineering.)

(Three Senior Inspector titles are necessary to insure Department of Engineering is better able to expeditiously perform requisite inspections under the Uniform Construction Code. No additional funds are required for 1988. Title of Contractual Services Coordinator is result of New Jersey Department of Personnel reclassification. No change in salary. Three Senior Inspector titles represented by Local 2299 A.F.S.C.M.E. (Inspectors), Contractual Service Coordinator represented by Newark Council #21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S&F-n) adopted May 4, 1977, as amended and supplemented be amended to create the following titles:

POSITION

Contractual Services Coordinator
A226 (35 Hrs.) (1) 1/1/88 \$28,328.61-\$34,116.81

Senior Building Inspector
3224 (40 Hrs.) (1) 1/1/88 \$25,584.45-\$30,782.11

Senior Electrical Inspector
3306 (40 Hrs.) (1) 1/1/88 \$25,584.45-\$30,782.11

Senior Plumbing Inspector
3517 (40 Hrs.) (1) 1/1/88 \$25,584.45-\$30,782.11

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Principal Contract Administrator
A226 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

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President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of premises commonly known as 1128 Broad Street A/K/A Block 901, Lot 42; 1130 Broad Street A/K/A Block 901, Lot 41; 73 Parkhurst Street A/K/A Block 901, Lot 44, and 75 Parkhurst Street A/K/A Block 901, Lot 1; pursuant to the provisions of N.J.S.A. 40A:12-13 (b)(1)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 1128 Broad Street, Block 901, Lot 42; 1130 Broad Street, Block 901, Lot 41; 73 Parkhurst Street, Block 90, Lot 44 and 75 Parkhurst Street, Block 901, Lot 1, on the Official Tax Map and Tax Duplicate (year 1988) of the City of Newark, New Jersey is not needed for public purposes by the City of Newark.

Section 2. That the premises commonly known as 1128 Broad Street, Block 901, Lot 42; 1130 Broad Street, Block 901, Lot 41; 73 Parkhurst Street, Block 90, Lot 44 and 75 Parkhurst street, Block 901, Lot 1, Newark, New Jersey, be sold to Essex County College, a body corporate and politic, of the State of New Jersey, by private sale for the fair market value pursuant to appraisal and pursuant to the provisions of N.J.S.A. 40A:12-13 (b) (1).

Section 3. That the Director of the Department of Development be authorized to execute a Bargain and Sale Deed of the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 4. That a copy of the executed deed and appraisal shall be placed on file in the Office of the City Clerk by the Director of the Department of Development.

Section 5. This ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

No: Councilman Carrino.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are six, the noes are one and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 13A, Administration and Regulation of Solid Waste; Chapter 8, Littering. Section 1, Litter; General; Paragraph (b) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 13A, Administration & Regulations of Solid Waste Chapter 8, Littering; Section 1, Litter; General, Paragraph (b) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is further amended and supplemented to read as follows:

(b) Within thirty minutes of opening and closing for business and between the hours of 12:00 p.m. and 1:00 p.m., including weekends and holidays, when open for business merchants must sweep their sidewalks and an area eighteen inches out from the curb into the roadway.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by President Martinez.

Councilman Rice, through the Chair, requested the City Clerk prepare a large block advertisement to be published in the Star Ledger and various other ethnic newspapers.

Councilman Carrino, through the Chair, requested that notification of this ordinance be forwarded to all Parking Violations Officers, that fliers be hand distributed and notices be posted so that all store owners are adequately advised of the enactment of this law.

The motion was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Assistant Supervisor, Sanitation in the Department of Engineering)."
(Change in title due to reclassification of New Jersey Department of Personnel. No salary change. Represented by Local 2297, A.F.S.C.M.E.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Assistant Supervisor, Sanitation 5 9/1/88 \$16,670.59-\$20,194.90
6479 (40 Hrs.)

SECTION 2. The establishment of the hereinabove position title shall be effective as of September 1, 1988.

SECTION 3. All prior ordinances or parts of prior ordinance which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Section 40.2, Membership of Council; Appointment; Terms: Powers and Duties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding thereto representatives from the Newark Housing Authority and the Newark Board of Education).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Section 40.2, Membership of Council; Appointment; Terms; Powers and Duties, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, be and is hereby further amended to read as follows:

2:2-40.2. Membership of Council; appointment; terms; powers and duties.

The Affirmative Action Review Council shall consist of no more than eleven members to be appointed by the Mayor, subject to confirmation by the Municipal Council. The Review Council shall include at least one person from each of the following categories:

- (1). A representative of the City of Newark;
- (2). A representative of the Municipal Council of the City of Newark;
- (3). A construction contractor;
- (4). A minority business enterprise owner;
- (5). A labor union representative;
- (6). A representative of the Newark Housing Authority;
- (7). A representative of the Newark Board of Education.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to what the function of these members would be.

City Clerk Marasco responded these members comprised the Affirmative Action Review Council.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, Section 17, Obscene or Indecent Representations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (Requiring the concealment of obscene materials from minors.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, Section 17, Obscene or Indecent Representations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby further amended to read in its entirety as follows:

17:2-17. Obscene or indecent representations.

(a). As used in this ordinance, "Retailer" means any person who operates a store, newsstand, booth, concession or similar business with unimpeded access for persons under 18 years of age, who is in the business of making sales of periodicals, records, videos or other publications at retail containing pictures, drawings or photographs.

(b). It shall be unlawful for a retailer to display, or permit to be displayed at his/her business premises, any obscene material, or obscene film, as defined in N.J.S.A. 2C:34-3, at a height of less than five (5) feet or without a blinder or other covering placed or printed on the front of the material displayed.

(c). The public display of the obscene material or obscene film shall constitute presumptive evidence that the retailer knowingly made or permitted the display.

(d) Any violation of this ordinance shall constitute a petty disorderly persons offense and shall be punishable by one or more of the following penalties: a fine not exceeding \$500, or imprisonment for a term not exceeding 30 days, or a period of community service not exceeding 30 days for the violation thereof.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance since this ordinance was replaced by Ordinance 6-F-s on the agenda of this meeting was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 3, District Regulations, Article 6, Second Business District Regulations, Section 28, Use Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding thereto Go-Go establishments).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 27, Zoning, Chapter 3, District Regulations, Section 28, Use Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby amended as follows:

27:3-28 Use Regulations.

A building or premises may be used for any purposes except the following:

* * * * *

(15) Go-Go Establishments.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Offices of the Municipal Council and City Clerk and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented (To adjust the salary range for Aide to Council President and Executive Secretary).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1.. That Section 1. of an ordinance entitled "An ordinance creating position in the Offices of the Municipal Council and City Clerk and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 as amended and supplemented be amended to adjust the salary range as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Aide to Council President 0237 (35 Hours) (1)	\$37,010.70	\$37,010.70
Executive Secretary to Councilman A127 (35 Hours) (9)	\$34,302.33	\$34,302.33

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the ordinance, as advertised, was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.

No: Councilman Rice.

Absent: Councilmen Payne, Tucker.

A motion to amend the ordinance by changing the salary of Aide to Council President from \$37,010.70 to \$35,453.25 was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.

No: Councilman Rice.

Absent: Councilmen Payne, Tucker.

The City Clerk: This ordinance, as amended, will be advertised in accordance with the law and a public hearing will be held on the ordinance, as amended, and be considered for further action on September 21, 1988.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Newark Municipal Council and establishing salaries therefor," adopted May 4, 1977 (6-S & F-f) and "An ordinance creating permanent positions in the Office of the City Clerk and establishing salaries therefor," adopted May 4, 1977 (6-S & F-e) and amendments thereto (To create the title and salary range for Student Assistant (College Intern Program) in the Office of the Municipal Council and City Clerk)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6S&Ff) adopted May 4, 1977 and "An ordinance creating permanent positions in the Office of the City Clerk and establishing salaries therefor," (6S&Fe) adopted May 4, 1977, as amended and supplemented, be amended to create the title and salary range as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Student Assistant (College Intern Program) (Unscheduled Hours) 38907		\$ 7.00	\$ 7.00

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, annual minimum or annual maximum salary which are inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

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President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Payne, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Councilman Payne arrived 2:13 P.M.)

6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond ordinance amending in its entirety Bond Ordinance 6-S & F-1 adopted November 17, 1986, as amended in its entirety by Bond Ordinance 6-S & F-q adopted on June 24, 1987 entitled "Bond ordinance for the rehabilitation and renovation of the Belleville Reservoir Complex and appurtenances and improvements related thereto designated as Capital Project Number 860A; appropriating \$3,270,000. and authorizing the issuance of \$3,270,000. bonds or notes of the City of Newark, County of Essex, New Jersey for said purpose and authorizing in lieu of the issuance of bonds or notes, the entry into a loan agreement with the State of New Jersey pursuant to the Water Supply Bond Act of 1981 (P.L. 1981, c 261) in said amount and for said purpose.: authorized to be undertaken in and by the City of Newark in the County of Essex, New Jersey, to provide for an additional appropriation and debt authorization for a total appropriation of \$10,000,000. and a total authorization of \$9,810,000. of bonds or notes of City of Newark, in the County of Essex New Jersey for the financing of various water system capital improvements.

(Copy of ordinance and correspondence submitted to each Member of the Council)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. That the ordinance as captioned within the title hereof and heretofore finally adopted as amended by the Municipal Council on June 24, 1987 and designated Ordinance No. 6S & FQ, be and the same is hereby amended in its entirety as follows:

BOND ORDINANCE FOR THE REHABILITATION AND IMPROVEMENT OF THE BELLEVILLE RESERVOIR COMPLEX, THE CEDAR GROVE RESERVOIR COMPLEX, THE VALLEY ROAD RECHLORINATION FACILITIES AND THE PEQUANNOCK AQUEDUCTS AND APPURTENANCES AND IMPROVEMENTS RELATED THERETO DESIGNATED AS CAPITAL PROJECT NUMBER 87A; APPROPRIATING \$10,000,000 AND AUTHORIZING THE ISSUANCE OF \$9,810,000 BONDS OR NOTES OF THE CITY OF NEWARK, COUNTY OF ESSEX, NEW JERSEY FOR SAID PURPOSES AND AUTHORIZING IN LIEU OF THE ISSUANCE OF BONDS OR NOTES, THE ENTRY INTO A LOAN AGREEMENT WITH THE STATE OF NEW JERSEY PURSUANT TO THE WATER SUPPLY BOND ACT OF 1981 (P.L.1981, c 261) IN SAID AMOUNT AND FOR SAID PURPOSE.

September 7, 1988

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be made or acquired by the City of Newark, County of Essex, New Jersey (hereinafter referred to as the "City"). For the improvements or purposes stated in said Section 3, there is hereby appropriated the sum of money therein stated as the appropriation made for said improvement or purpose, said sum being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$10,000,000. No down payment is required pursuant to N.J.S.A. 40A:2-11(c) as this bond ordinance authorizes obligations solely for a purpose referred to in N.J.S.A. 40A:2-7(d) requiring the Local Finance Board as defined therein to endorse its approval upon a certified copy of this bond ordinance as adopted on first reading; and as the bond ordinance also authorizes obligations being issued for purposes which are self-liquidating and deductible from the gross debt of the City as set forth in N.J.S.A. 40A:2-7.h, also therefore exempting it, on a separate and independent basis, from the down payment requirement. Notwithstanding the foregoing, there is hereby appropriated \$190,000 from the Water Utility Capital Improvement Fund for the purpose of providing a down payment pursuant to the Local Bond Law.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$10,000,000 appropriation, not otherwise provided for hereunder, the Mayor, Director of Finance and other appropriate officials of the City are hereby authorized to enter into a Loan Agreement with the State of New Jersey on behalf of the City or to issue negotiable bonds of the City in the principal amount not to exceed \$9,810,000, including interest capitalized during the construction period, pursuant to the Local Bond Law of New Jersey, N.J.S.A. 40A:2-1 et seq. and the Water Supply Bond Act of 1981, P.L. 1981, c.261.

Section 3. (a) The improvements hereby authorized and the purposes for the financing of which said obligation is to be issued consists of the rehabilitation and improvement of existing water transmission system facilities including: reconstruction, rehabilitation, and replacement of piping, valves, valve chambers, instrumentation, and telemetry, and replacement of an open reservoir with a buried tank at the Belleville Reservoir Complex; valve replacement, pipeline rehabilitation, equipment replacement, and rehabilitation of the East and West Gate Houses at the Cedar Grove Reservoir Complex; rehabilitation of the Valley Road rechlorination building; rehabilitation of metering equipment and upgrading and automation of chlorination facilities at the Valley Road Metering/Rechlorination Station; cleaning and cement lining and rehabilitation of appurtenances along portions of the Pequannock Aqueducts (all of which shall be undertaken in accordance with project descriptions, or plans and specifications on file with the City Department of Administration) including all work necessary therefor and incidental thereto, which project is hereby designated as Capital Budget Project Number 870A.

(b) The maximum amount of obligation or obligations to be entered into or issued for the improvements or purposes set forth herein is \$9,810,000.

(c) The estimated cost of the improvements or purposes authorized herein is \$10,000,000.

September 7, 1988

Section 4. The form, date, denomination, interest rate and maturity of the permanent obligation or obligations shall be as hereafter determined by the Director of Finance of the City consistent with the requirements of the Water Supply Bond Act of 1981 and/or the Local Bond Law of the State of New Jersey and as set forth herein. An application and a certified copy of this ordinance as passed on first reading shall be filed with the New Jersey Local Finance Board (the "Board") to qualify the obligation(s) pursuant to the Municipal Qualified Bond Act (N.J.S.A. 40A:3-1 et) and the Local Bond Law.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose or improvement within the limitation of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years, however the maturity date of any obligation issued hereunder shall not exceed 10 years or such longer time as shall be determined by the Finance Director pursuant to the Water Supply Bond Act of 1981 or the Local Bond Law, provided that, in no event, shall said period exceed 40 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the net debt of the City determined as provided in said Law is increased by this bond ordinance in the amount of \$9,810,000 and the obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Law.

(d) Amounts not exceeding \$3,000,000 in the aggregate including estimated capitalized interest in the amount of \$810,000 on said obligation, costs of entering into said obligation, engineering costs and other items of expense listed and permitted under section 40A:2-20 of the Local Bond Law may be and are hereby included as part of the costs of said improvement and as part of the foregoing estimate thereof.

Section 6. Each of the bonds authorized herein shall be designated "Qualified Bond (Qualified pursuant to the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq.)" and shall contain a recital that it is issued pursuant to Title 40A of the New Jersey Statutes and is entitled to the benefits of the provisions of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq. Within ten (10) days after the date of issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, the maturity schedule, interest rate and dates of payment of debt service on such qualified bonds. The bonds must be registered bonds, registered as to both principal and interest, or as consistent with any applicable law in effect as of the date of issuance. The form, date, denomination, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

Section 7. The chief financial officer of the City of Newark is hereby authorized to issue temporary notes or loan bonds (hereinafter "notes") of the City. All notes issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the chief financial officer; provided that no notes shall mature later than one (1) year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Local Finance Board pursuant to N.J.S.A. 40A:3-6, the chief financial officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and said officer's signature upon said notes shall be conclusive as to such determination; and all such notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8, N.J.S.A. 40A:2-28 and N.J.S.A. 40A:3-6. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale in such amounts as said officer may determine at not less than par and to deliver them to the purchaser thereof upon receipt of payment of purchase price, plus accrued interest from their date to the date of delivery thereof and payment therefor. The chief financial officer is authorized and directed to report in writing to the governing body of the Municipality at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 8. The Director of Finance of the City is further authorized to determine the terms of the Bonds, and enter into any contracts or agreements to implement the issuance of the Bonds including agreements for bond insurance, rating agencies, printing, financial advisors, auditors and legal services, which terms and agreements shall be consistent with the Local Bond Law, or other applicable law or anything set forth herein. The Director of Finance is directed to report in writing to the Municipal Council at the meeting next succeeding the entering into of said contracts, agreements and determinations pursuant to this ordinance.

Section 9. Any funds (other than loans) received from the State of New Jersey, or the County of Essex or any of their agencies or any funds received from the United States of America or any of its agencies or from any other source in aid of such purposes, shall be applied to the payment of the cost of such purposes, or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized hereunder shall be reduced to the extent such funds are so used.

Section 10. It is hereby determined that the period within which the bonds shall mature shall be not more than forty (40) years and shall be consistent with Section 5(b) hereof.

Section 11. The governing body of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking an action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 12. The capital budget of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The Resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

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Section 13. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the obligations which obligations shall be direct unlimited obligations of the City, and unless available from Water System revenues or other legal sources, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 14. This ordinance shall take effect twenty (20) days after final adoption, as provided by the Local Bond Law.

SECTION 2. This amendatory ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond ordinance amending a Bond Ordinance entitled "Bond ordinance providing for various general improvements and appropriating \$26,993,000. therefore and authorizing the issuance of \$25,643,000. bonds or notes of the City for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey" by deleting a purpose and reducing said appropriation in the amount of \$1,800,000. and reducing the authorization of bonds or notes in the amount of \$1,710,000. and deleting the \$90,000. down payment appropriation for said purpose designated as Capital Project Number 8883 relating to construction of a walkway from the Legal and Communications Building and to make such other conforming changes as are necessary and to authorize and reauthorize the appropriation of \$25,193,000. therefor and the issuance of \$23,933,000. bonds or notes of the City for financing the cost and making the down payment for said general improvements authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

WHEREAS, the Municipal Council of the City of Newark has determined that a Bond Ordinance adopted July 26, 1988 and entitled:

BOND ORDINANCE PROVIDING FOR VARIOUS GENERAL IMPROVEMENTS AND APPROPRIATING \$26,993,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$25,643,000 BONDS OR NOTES OF THE CITY FOR FINANCING THE COST AND MAKING THE DOWN PAYMENT FOR SAID GENERAL IMPROVEMENTS AUTHORIZED TO BE UNDERTAKEN IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY.

should be amended to change the authorized appropriation and amount of authorized bond or notes and such other modifications and deletions as are hereinafter set forth;

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NOW, THEREFORE BE IT ORDAINED by the Municipal Council of the City of Newark, in the County of Essex New Jersey (not less than two-thirds of all the members thereof affirmatively concurring) as follows:

SECTION 1. That Sections 1,2,3 and 4 of that Ordinance number 6S & FP as introduced on July 13, 1988 and as captioned above and heretofore finally adopted by the Municipal Council on July 26, 1988, be and the same is hereby amended as follows:

Section 1. The improvements and purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements to be made or acquired by the City of Newark County of Essex, New Jersey (hereinafter referred to as the "City"). For the said improvements or purposes stated in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$25,193,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$1,260,000 as the down payment for said improvements or purposes required by Law, N.J.S.A. 40A:2-11, and now available by virtue of a provision in a previously adopted budget of the City and currently available for down payment or capital improvement purposes, as required by the Local Bond Law of New Jersey.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$25,193,000 appropriation not otherwise provided hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$23,933,000 pursuant to the Local Bond Law. (N.J.S.A. 40A:2-1 et. seq.)

Section 3. (a) The aggregate sum of an amount not to exceed \$25,193,000 is hereby appropriated by the City for the following projects and improvements as described by project number, description of improvement or purpose, authorized amount, method of financing, and amount of bonds or notes authorized:

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<u>Project Number</u>	<u>Capital Purpose</u>	<u>Author- ized Amount</u>	<u>Down Payment Capital Improve- ment Fund</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>
88A 0	Rehabilitation of Newark Public Library	\$1,500,000	\$ 75,000	\$1,425,000
88A 1	Rehabilitation of Newark Museum	\$1,500,000	\$ 75,000	\$1,425,000
88A 2	Rehabilitation of Kruger Mansion	\$1,000,000	\$ 50,000	\$ 950,000
88A 3	Rehabilitation of Public Safety Facility	\$ 500,000	\$ 25,000	\$ 475,000
88A 4	Rehabilitation of Rotunda Pool	\$1,400,000	\$ 70,000	\$1,330,000
88A 5	Rehabilitation of Ironbound Recreation Center	\$1,200,000	\$ 60,000	\$1,140,000
88A 6	Restoration of Newark City Hall	\$1,706,000	\$ 85,300	\$1,620,700
88A 7	Renovation of Newark Symphony Hall	\$2,000,000	\$100,000	\$1,900,000
88A 8	Reconstruction of sidewalks	\$ 488,000	\$ 24,400	\$ 463,600
88A 9	Reconstruction of 31 Green Street - two (2) new court rooms	\$ 950,000	\$ 47,500	\$ 902,500
88B 0	Reconstruction of Building at 94 William Street	\$2,000,000	\$100,000	\$1,900,000
88B 1	Reconstruction/ construction of combined Sewer Project	\$1,500,000	\$ 75,000	\$1,425,000
88B 2	Construction of Firehouse at 1 Clinton Avenue and Milford Avenue	\$1,300,000	\$ 65,000	\$1,235,000
88B 4	Study of Sewer System - City Wide	\$1,000,000	\$ 50,000	\$ 950,000
88B 5	Surface Water Drainage Analysis	\$ 300,000	\$ 15,000	\$ 285,000
88B 6	Design Work - New City Hall	\$ 500,000	\$ 25,000	\$ 475,000
88B 7	Design Work Victorian Street Garage	\$ 100,000	\$ 5,000	\$ 95,000

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88B 8	Design Work - Traffic and Signals Garage	\$ 150,000	\$ 7,500	\$ 142,500
88B 9	Furnishing new Welfare Building	\$ 500,000	\$25,000	\$ 475,000
88C 0	Acquisition of Vehicles	\$4,799,000	\$240,300	\$ 4,558,700
88C 1	Replacement of Filter for JFK Pool	\$ 800,000	\$ 40,000	\$ 760,000
Totals		<u>\$25,193,000</u>	<u>\$1,260,000</u>	<u>\$23,933,000</u>

(b) The estimated maximum amount of bonds or notes to be issued for said purposes is \$23,933,000.

(c) The estimated cost of said purposes is \$25,193,000. the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$1,260,000 down payment for said purposes.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purposes as described in Section 3 of this bond ordinance are not a current expense and are properties or improvements which the City may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purposes within the limitations of said Local Bond Law (N.J.S.A. 40A:2-22), according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance are (each of which shall be undertaken in accordance with a project description, or plans and specifications on file with the City Department of Administration) as follows:

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<u>Project Number</u>	<u>Capital Purpose</u>	<u>Author- ized Amount</u>	<u>Period of Usefulness</u>
88A 0	Rehabilitation of Newark Public Library	\$1,500,000	20 years
88A 1	Rehabilitation of Newark Museum	\$1,500,000	20 years
88A 2	Rehabilitation of Kruger Mansion	\$1,000,000	15 years
88A 3	Rehabilitation of Public Safety Facility	\$ 500,000	15 years
88A 4	Rehabilitation of Rotunda Pool	\$1,400,000	15 years
88A 5	Rehabilitation of Ironbound Recre- ation Center	\$1,200,000	15 years
88A 6	Restoration of Newark City Hall	\$1,706,000	20 years
88A 7	Renovation of Newark Symphony Hall	\$2,000,000	20 years
88A 8	Reconstruction of sidewalks	\$ 488,000	10 years
88A 9	Reconstruction of 31 Green Street- two (2) new court rooms	\$ 950,000	15 years
88B 0	Reconstruction of Building at 94 William Street	\$2,000,000	20 years
88B 1	Reconstruction/ construction of combined Sewer Project	\$1,500,000	40 years
88B 2	Construction of Firehouse at 1 Clinton Avenue and Milford Avenue	\$1,300,000	40 years
88B 4	Study of Sewer System - City Wide	\$1,000,000	40 years
88B 5	Surface Water Drainage Analysis	\$ 300,000	40 years
88B 6	Design Work - New City Hall	\$ 500,000	40 years
88B 7	Design Work Victorian Street Garage	\$ 100,000	20 years

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88B 8	Design Work - Traffic and Signals Garage	\$ 150,000	20 years
88B 9	Furnishing new Welfare Building	\$ 500,000	5 years
88C 0	Acquisition of Vehicles	\$ 4,799,000	5 years
88C 1	Replacement of Filter for JFK Pool	\$ 800,000	15 years

The average period of usefulness of said purposes within the limitations of the Law, N.J.S.A. 40A:2-22, and taking into consideration the amount of the said obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 19.14 years.

(c) The Supplemental Debt Statement required by said Law (N.J.S.A. 40A:2-42) has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in the Law is increased by this bond ordinance by \$ 23,933,000 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$1,350,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

SECTION 2. This amendatory bond ordinance shall take effect twenty (20) days after the first publication thereof, after final adoption, as provided by said Local Bond Law.

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President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond ordinance providing for the construction of a public walkway in the Raymond Boulevard and McCarter Highway vicinity and appropriating \$1,800,000. therefor and authorizing the issuance of \$1,710,000. bonds or notes of the City for financing the cost and making the down payment for said improvement authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Newark, in the County of Essex, New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement and purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the City of Newark, County of Essex, New Jersey (hereinafter referred to as the "City"). For said improvement or purpose stated in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$1,800,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$90,000 as the down payment for said improvements or purposes required by Law, N.J.S.A. 40A:2-11, and now available by virtue of a provision in a previously adopted budget of the City and currently available for down payment or capital improvement purposes, as required by the Local Bond Law of New Jersey.

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Section 2. For the financing of said improvements or purposes and to meet the part of said \$1,800,000 appropriation not otherwise provided hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$1,710,000 pursuant to the Local Bond Law. (N.J.S.A. 40A:2-1 et. seq.)

Section 3. (a) The aggregate sum of an amount not to exceed \$1,800,000 is hereby appropriated by the City for the following project and improvement as described by project number, description of improvement or purpose, authorized amount, method of financing, and amount of bonds or notes authorized:

<u>Project Number</u>	<u>Capital Purpose</u>	<u>Author- ized Amount</u>	<u>Down Payment Capital Improve- ment Fund</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>
88B 3	Construction of a public walkway in the Raymond Boulevard and McCarter Highway vicinity	\$1,800,000	\$ 90,000.	\$1,710,000

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose as described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law (N.J.S.A. 40A:2-22), according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance are (in accordance with a project description, or plans and specifications on file with the City Department of Administration) as follows:

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<u>Project Number</u>	<u>Capital Purpose</u>	<u>Author- ized Amount</u>	<u>Period of Usefulness</u>
88B 3	Construction of a public walkway in the Raymond Boulevard and McCarte Highway vicinity	\$1,800,000	40 years

The average period of usefulness of said purpose within the limitations of the Law, N.J.S.A. 40A:2-22, and taking into consideration the amount of the said obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by said Law (N.J.S.A. 40A:2-42) has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in the Law is increased by this bond ordinance by \$1,800,000 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$90,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

Section 5. Each of the bonds authorized herein shall be designated "Qualified Bond (Qualified pursuant to the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq.)" and shall contain a recital that it is issued pursuant to Title 40A of the New Jersey Statutes and is entitled to the benefits of the provisions of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq. Within ten (10) days after the date of issuance of qualified bonds, the City shall certify to the State Treasurer the name and

address of the paying agent, the maturity schedule, interest rate and dates of payment of debt service on such qualified bonds. The bonds must be registered bonds, registered as to both principal and interest, or as consistent with any applicable law in effect as of the date of issuance. The form, date, denomination, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

Section 6. The chief financial officer of the City of Newark is hereby authorized to issue temporary notes or loan bonds (hereinafter "notes") of the City. All notes issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the chief financial officer; provided that no notes shall mature later than one (1) year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Local Finance Board pursuant to N.J.S.A. 40A:3-6, the chief financial officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and said officer's signature upon said notes shall be conclusive as to such determination; and all such notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8, N.J.S.A. 40A:2-28 and N.J.S.A. 40A:3-6. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale in such amounts as said officer may determine at not less than par and to deliver them to the purchaser thereof upon receipt of payment of purchase price, plus accrued interest from their date to the date of delivery thereof and payment therefor. The chief financial officer is authorized and directed to report in writing to the governing body of the Municipality at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 7. The Director of Finance of the City is further authorized to determine the terms of the Bonds, and enter into any contracts or agreements to implement the issuance of the Bonds including agreements for bond insurance, rating agencies, printing, financial advisors, auditors and legal services, which terms and agreements shall be consistent with the Local Bond Law, or other applicable law and any limitations set forth herein. The Director of Finance is directed to report in writing to the Municipal Council at the meeting next succeeding the execution of said contracts, agreements and determinations pursuant to this ordinance.

Section 8. An application and a certified copy of this ordinance as passed on first reading shall be filed with the Local Finance Board (the "Board") to qualify the bonds pursuant to the Municipal Qualified Bond Act. Upon satisfactory investigation by the Board, the Board may, by resolution, determine that the City is entitled to issue qualified bonds. Within sixty (60) days after the submission of the application and the certified copy of this ordinance, the Board shall cause its consent to be endorsed upon the ordinance authorizing the issuance of the qualified bonds if it shall be satisfied and shall have adopted a resolution that the City is entitled to issue qualified bonds.

Section 9. Any funds received from the State of New Jersey, or the County of Essex or any of their agencies or any funds received from the United States of America or any of its agencies or from any other source in aid of such purposes, shall be applied to the payment of the cost of such purposes, or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent such funds are so used.

Section 10. It is hereby determined that the period within which the bonds shall mature shall be not more than thirty (30) years and shall be consistent with Section 4(b) hereof.

Section 11. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

Section 12. The governing body of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking an action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 13. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 14. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 15. This bond ordinance shall take effect twenty (20) days after the first publication thereof, after final adoption, as provided by said Local Bond Law.

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President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

No: Councilman Harris.

Absent: Councilman Tucker.

President Martinez: The yeses are seven, the noes are one and one absent.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-u.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2849, Lot(s) 1, 3, 14, 15, 48 & 49 (320-332 Orange Street).
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one absent.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 7, 1988

6-S & F-v.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Title 13A, Administration and Regulation of Solid Waste, Chapter 7, Brush, Weeds, Waste Matter and Debris, Section 13A: 7-2, Notice to Owner or Tenant to Remove, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

President Martinez: The yeases are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-w.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited as All Times, and Section 23:5-5, Parking Limited to Two Hours, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising parking regulations on Bank Street and University Avenue.

(Deleting

Bank Street, south side, from University Avenue to Halsey Street.

University Avenue, east side, from Warren Street to Branford Place.

Adding

Bank Street, south side, from Halsey Street, to Washington Street.

University Avenue, east side, from Market Street to Branford Place.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

HEARINGS OF CITIZENS.

6-HC-a. MR. MARVIN JENKINS EL addressed the Members of the Municipal Council with respect to the homeless situation continuing to get worse. He questioned why there were so many homeless in the City of Newark.

6-HC-b. MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Members of the Municipal Council with respect to why there were no "Drug Free Zone" signs posted by Avon Avenue School and also requested a copy of the Newark Agreements.

Councilman Rice advised Ms. Roberson that the signs fell under the "1,000 feet rule."

President Martinez directed the City Clerk to advise Ms. Roberson, in writing, of the fee schedule for obtaining municipal documents.

6-HC-c. MR. ISAAC JENKINS, 277 HAWTHORNE AVENUE, NEWARK, NEW JERSEY addressed the Members of the Municipal Council with respect to his concerns about auto thefts in the City of Newark and the young age of those apprehended. He stated that parents must be held accountable for their children. He requested the Members of Council to strongly urge the State Legislators to adopt stronger laws dealing with teenage criminals and what responsibility parents must have for damage done to private property.

A motion to consider Mr. Philip Lindeman and Mr. Greg Ferguson to be heard under "Hearings of Citizens" was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

6-HC-d. MR. PHILIP LINDEMAN, 1180 RAYMOND BOULEVARD, NEW JERSEY, ATTORNEY REPRESENTING MR. JOHN PROKOS, OWNER OF THE FAMOUS RESTAURANT.

6-HC-e. MR. GREG FERGUSON, 645 CLIFTON AVENUE, NEWARK, NEW JERSEY.

The above citizens addressed the Members of the Municipal Council with respect to urging the Council to vote "no" on Resolution 7-R-dm (Bank Street Blight Project) on this agenda.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. Resolution authorizing Director of Engineering to execute contract with DeJana Industries, Inc., 138 Shore Road, Port Washington, New York, lowest responsible bid submitted, for Street Sweeping Contract (4 or 5 years-approximately 33% of the City); contract contingent upon funds being appropriated in 1989 Municipal Budget; effective date for commencing contract shall be March 20, 1989.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Engineering Zach met with the Council September 6, 1988)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Villani, President Martinez.
 No: Councilman Rice.
 Absent: Councilman Tucker.

7-R-b.

Resolution ratifying and authorizing Mayor to execute contract with Robert W. Hendricks, for providing appraisal services and tax appeal matters for period July 1, 1988 to June 30, 1989, for sum not to exceed \$25,000., \$12,500. provided in 1988 Law Department-Budget; remaining \$12,500. is contingent upon adoption of budget adoption of budget appropriation in fiscal year 1989. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Services", pursuant to Local Public Contracts Law N.J.S.A. 40:11-5 (1)(a))
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
 Absent: Councilman Tucker.

7-R-c.

Resolution authorizing Mayor and Business Administrator to execute Labor Agreement with Jersey Nurses Economic Security Organization (Public Health Nurse Supervisors) for period covering January 1, 1988 through December 31, 1990.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
 Absent: Councilman Tucker.

7-R-d.

Resolution authorizing Mayor and Business Administrator to execute Labor Agreement with Jersey Nurses Economic Security Organization (Public Health Nurses) for period covering January 1, 1988 through December 31, 1990.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
 Absent: Councilman Tucker.

7-R-e.

Resolution authorizing Mayor and Business Administrator to execute Labor Agreement with American Federation of State, County and Municipal Employees (AFSCME), Local 2297 (Supervisors), for period January 1, 1988 to December 31, 1990.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
 Absent: Councilman Tucker.

7-R-f.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to submit application to County of Essex, Department of Citizen Services, Division on Aging, for capital funds in amount of \$8,133. for capital equipment for Newark Nutrition Project for the Elderly, for period January 1, 1988 to December 31, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

September 7, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

- 7-R-g. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Catholic Community Services/St. Rocco's Annex, for period September 1, 1988 to June 31, 1989, for provision of emergency shelter services to the homeless population of Newark, in sum not to exceed \$58,000., of which \$29,000. will be provided by the Contractor as an in-kind match.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

- 7-R-h. Resolution authorizing Mayor and Director of Health and Human Services to apply for funds from New Jersey State Department of Health, Division of Local and Community Health Services, in sum of \$450,100. for period October 1, 1988 to June 30, 1989, to continue implementing Women, Infants and Children's Supplemental Feeding Program (WIC); \$450,100.-New Jersey Department of Health, \$109,070.-City of Newark Matching Funds, totalling \$559,170.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

- 7-R-i. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with 11 Newark Day Care Centers, for amount of \$342,211., for period June 1, 1988 to May 31, 1989, to provide childhood day care services, funds provided in 1988 Municipal Operating Budget. (Babyland Nursery, House of Prayer Day Care Center, La Casa de Don Pedro, New Dawn Day Care, Newark Day Care Council, St. Ann's Day Care, Sherman Community Center, St. Joseph's Day Care, Urban League Day Care, Walter White Day Care, Young People's Institute)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

- 7-R-j. Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Daniel E. Williams, Ph.D, P.A., for provision of medical services to homeless individuals and families, for period June 1, 1988 to November 30, 1988, for maximum sum of \$20,020.; funds provided by United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-k.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Rosa M. Jones, R.N., for provision of medical services to homeless individuals and families, for period June 14, 1988 to May 31, 1989; maximum amount of contract is \$8,974.50; salary paid from Robert Wood Johnson Foundation; does not require expenditure of municipal funds. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-l.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Ivor Carlisle, R.N., for period July 18, 1988 to November 30, 1988, for provision of medical services to homeless individuals and families, maximum amount of salary is \$4,650.; does not require expenditure of municipal funds; funds available from United States Department of Health and Human Services. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-m.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Alfred C. Gaymond, M.D., for provision of medical services to homeless individuals and families for period July 5, 1988 to November 30, 1988; maximum salary is \$12,901.74; does not require expenditure of municipal funds; contract to be paid from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-n.

Resolution ratifying and authorizing Business Administrator to enter into contract with Drew Funeral Home, 605 Sandford Avenue, Newark, New Jersey, lowest responsible bidder, for providing Burial of the Indigent Dead, for period July 1, 1988 to June 30, 1989, for sum not to exceed \$200,000., \$150,000. encumbered in 1988 budget of Department of Health and Human Services; any additional expenditures are contingent upon and subject to appropriation of and certification of such funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-o. Resolution ratifying and authorizing Business Administrator to enter into contract with X-Ray Diagnostic Institute P.A., 667 Mount Prospect Avenue, Newark, New Jersey, only responsible bidder, for providing Radiological Services for the City of Newark, for period July 1, 1988 to June 30, 1989, for sum not to exceed \$100,000., \$2,000. encumbered in 1988 budget of Department of Health and Human Services, Division of Community Health; additional 1988-1989 expenditures are contingent upon and subject to appropriation and certification of such funds in each year.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-p. Resolution ratifying and authorizing Business Administrator to enter into contract with Banyan Systems Incorporated, 115 Flanders Road, Westboro, M.A. 01581 to purchase the Banyan Local Area Network (to run the Case Management and Cost Estimating Program), for period December 15, 1987 through December 14, 1988; amount of purchase shall not exceed \$37,000. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-q. Resolution authorizing Business Administrator to enter into contract with B.G. Consulting, 1406 White Pine Circle, Lawrenceville, New Jersey, in amount of \$21,900., for cost estimating and case management program to meet requirements of Division of Housing Assistance; contract shall commence ten days after Municipal Council approval and shall be completed January 15, 1989. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-r. Resolution authorizing Director of Engineering to execute contract with Hazen & Sawyer-Clinton Bogert Associates, 2125 Center Avenue, Fort Lee, New Jersey, for Professional Services for preparation of a Risk Management Program at Pequannock Filtration Plant and the Valley Road Treatment Plant, for fee not to exceed \$20,000., in compliance with State of New Jersey Toxic Catastrophe Prevention Act. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-s.

Resolution authorizing Director of Engineering to enter into agreement with Townships of Hillside, Union and Winfield and any other municipality as need arises and is deemed suitable, for period October 1, 1988 to September 30, 1989, for purpose of creating the Newark Interlocal Leaf Composting Operation, all revenues to be generated by program to be deposited into Municipal Tonnage Grant Account.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-t.

Resolution ratifying and authorizing Director of Engineering to execute Water Agreement with City of Elizabeth, by revising cost of water for remainder of contract term to a price of \$750. per million gallons, effective August 1, 1988; further, amending Resolution 7-R-p, May 20, 1981, by extending expiration date to August 1, 1989, all other terms of contract shall remain unchanged and fully effective.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-u.

Resolution authorizing Director of Engineering to execute contract with Housing Authority, 57 Sussex Avenue, Newark, New Jersey, whereby City will supply Housing Authority with needed amounts of solid waste for the receipt of steam from Exergy.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-v.

Resolution authorizing Director of Engineering to execute contract with Pitometer Associates, P. O. Box 43189, Upper Montclair, New Jersey, for a Water Waste Survey, at a per diem fee of \$495., total contract fee shall not exceed \$31,000., for period commencing upon execution of contract and continue for minimum period of 63 days; work period may be extended at option of City of Newark, at same per diem rate, through December 31, 1988; funds provided in 1988 Division of Water/Sewer Utility Operating Budget. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-w.

Resolution authorizing Director of Engineering to execute contract with New Jersey Department of Environmental Protection to receive a grant under the Clean Communities Act, in amount of \$311,878.29, (Vacant lot improvement program and neighborhood cleanup program).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

Councilman Rice requested, through the Chair, that the City Clerk be directed to invite Engineering Director Zach to meet with the Council at its September 20, 1988 pre-meeting conference to give an updated report on the filtration plant.

7-R-x.

Resolution authorizing Director of Engineering to execute Contract 88-22, Pavement Replacement at Various Locations, with TISH, Incorporated, 240 Dukes Street, Kearny, New Jersey, lowest responsible bid submitted, for total sum of \$148,000.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$8,400.; funds provided in 1988 Operating Budget of Division of Water/Sewer Utility.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-y.

Resolution ratifying and authorizing Director of Department of Development to enter into contract with New Jersey Department of Community Affairs/Neighborhood Preservation Program for the purpose of amending the contract for period January 31, 1986 to October 31, 1988 in amount of \$85,000., State share and \$100,000 City of Newark share, (in-kind cash contribution).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-z.

Resolution ratifying and authorizing Director of Development to accept grant and enter into contract with New Jersey State Department of Community Affairs, on behalf of the Peoples' Community Corporation, Inc., a New Jersey non-profit corporation for period July 30, 1988 through July 29, 1989, for purpose of providing housing related social services to neighborhood residents; Peoples' Community Corporation shall receive \$28,615. from H.C.D.A. FY XIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-ba.

Resolution authorizing Director of Development to enter into contract with New Community Corporation Inc., a New Jersey non-profit corporation for purpose of demolishing several properties located in Central Ward to construct a Pathmark Supermarket, in amount of \$300,000., for period October 1, 1988 through September 30, 1989; funds available from H.C.D.A.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

No: Councilman Carrino.

Absent: Councilman Tucker.

7-R-bb.

Resolution authorizing Director of Development to execute contract with Brown and Hale Architects, 196 Clinton Avenue, Newark, for architectural services on project known as Victory Gardens (area bordered by 18th Avenue on north, Bergen and Magnolia Streets on east and Winans Avenue on westerly side, Blocks 2606, 2609 and 2610); maximum amount of contract is \$25,000. plus a 10% contingency of \$2,500. totalling \$27,500. (Contract awarded without competitive bidding under provisions of Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-bc.

Resolution ratifying and authorizing Director of Police to execute contract with William R. Seligman, 515 Mount Prospect Avenue, Newark, New Jersey to perform forensic chemist laboratory and consulting services for daily fee of \$172., for period not to exceed one year commencing March 28, 1988; funds available in 1988 budget. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-bd.

Resolution authorizing Executive Director of Newark Watershed Conservation and Development Corporation to execute Stipulation of Settlement and other pertinent documents in the matter of City of Newark vs. Kinnelon Borough and to receive settlement funds on behalf of City of Newark pursuant to Resolution 7-R-h, March 20, 1974 as amended. (Assessment will be reduced from \$676,500 to \$499,230., therefore, an assessment reduction of \$177,270.; using this year's tax rate, savings for 1988 will be \$3,261.77.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-be.

Resolution authorizing Director of Finance to issue check in amount of \$2,000. payable to Anthony Simonelli and his attorneys, Gulkin & Beinhaker, 354 Eisenhower Parkway, Livingston, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted lawsuit in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-bf. Resolution authorizing Director of Finance to issue check in amount of \$18,000. payable to Ceferino Cabrera and his attorney, Spevack and Cameron, 502 Amboy Avenue, Perth Amboy, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted lawsuit in Superior Court of New Jersey, Law Division, for personal injuries and property damage resulting when accident occurred involving large accumulation of ice which caused plaintiff's car to skid into Doremus Avenue Bridge's guard rail and go over embankment.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council September 6, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-bg. Resolution authorizing Director of Finance to issue check in amount of \$5,000. payable to Raymond Schaefer and Critchley and Roche, his attorneys, 354 Main Street, West Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Mr. Schaefer, a member of the Newark Police Department, was required to retain services of attorney, to represent him with respect to investigation initiated by Attorney General for activities related to and arising out of his employment as police officer for City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-bh. Resolution authorizing Director of Finance to issue check in amount of \$50,000. payable to Donna Roman and Rita Donnelly, her attorney, 18 Prospect Street, South Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit against City of Newark and several employees in United States District Court, District for New Jersey, seeking damages as result of acts allegedly committed by employees of the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-bi. Resolution authorizing Director of Finance to issue check in amount of \$7,000. to Carolyn Ortiz and her guardian Alba Colon and Alba Colon individually and Blume, Vazquez, Goldfaden, Berkowitz & Oliveras, their attorneys, 5 Commerce Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Carolyn Ortiz, a minor by her guardian ad litem, Alba Colon, instituted suit in Superior Court of New Jersey, Law Division, seeking damages for personal injuries allegedly sustained as result of dangerous condition on City property.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

September 7, 1988

7-R-bj.

Resolution authorizing Director of Finance to issue check in amount of \$15,000 payable to Jacqueline Sabin and her attorney, Fisch, Field, Greenspoon and Olesnycky, 2040 Millburn Avenue, Maplewood, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted lawsuit in Superior Court of New Jersey, Law Division, against City of Newark and motor broom driver for personal injuries, property damage and wage loss resulting from accident.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council September 6, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-bk.

Resolution authorizing Director of Finance to issue check in amount of \$3,002.50 to Reitman, Parsonnet, Maisel and Duggan, Esqs., 744 Broad Street, Suite 1807, Newark, New Jersey, for period August 1, 1987 through and including June 3, 1988, in the matters of Essex County Jail Inmates, et. als. v. Collier and fauver and U.S.A. v. City of Newark v. County of Essex, the Honorable Harold A. Ackerman, Judge of the United States District Court, has appointed Sidney Reitman, Special Master.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-bl.

Resolution authorizing Director of Finance to issue check in amount of \$375. payable to Mr. Anthony Cuozzo upon receipt of General Release executed by Mr. Cuozzo in favor of City of Newark and any other documents deemed necessary by Corporation Counsel; complaint instituted seeking damages allegedly due as result of injuries to Mr. Cuozzo's motor vehicle caused by vehicle owned by City of Newark which struck his vehicle on Chambers Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-bm.

Resolution authorizing Director of Finance to issue check in amount of \$60,000. payable to Janet Lens and Phillip Lens, her husband, and their attorneys, Marcus & Levy, Valley National Bank Building, 80 Broadway, Route 4, Elmwood Park, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted lawsuit against City of Newark and Peter M. Hung, city employee, in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of City of Newark and Peter M. Hung.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council September 6, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

- 7-R-bn. Resolution authorizing Director of Finance to issue check in amount of \$647.50 payable to Jon Williams, 20 Commonwealth Avenue, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; on July 29, 1988, Mr. Williams entered into settlement with City, subject to Council's approval, on his suit for \$647.50 in back pay. (Payment of back pay incorrectly withheld due to clerk error)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Absent: Councilman Tucker.
- 7-R-bo. Resolution authorizing Director of Finance to issue check in amount of \$500. payable to Total Property Concepts and their attorney, Martin H. Cowen, 17 Academy Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Total Property Concepts, Manager of 66 Pomona Avenue, a residential apartment house, instituted suit in Superior Court Law Division against City for damages resulting from lack of garbage collection.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Absent: Councilman Tucker.
- 7-R-bp. Resolution authorizing Director of Finance to issue check in amount of \$20,000. payable to Kevin Notis and his attorney, Freeman and Bass, 24 Commerce Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted lawsuit against City of Newark in Superior Court of New Jersey, Law Division for personal injuries and lost wages resulting from accident in which his bicycle struck pothole throwing him to ground.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council September 6, 1988)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Absent: Councilman Tucker.
- 7-R-bq. Resolution authorizing Director of Finance to issue check in amount of \$5,500. payable to Omexa Guerrier and his attorney Ronald Nelinson, 134 Evergreen Place, East Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted lawsuit in Superior Court of New Jersey, Law Division against police officer and City of Newark for personal injuries and property damage resulting from accident. (Collision with City of Newark police car at intersection of Broad and Market Streets.)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Absent: Councilman Tucker.

7-R-br.

Resolution authorizing Director of Finance to issue check in sum of \$2,107.15 to Roland J. Foglia and Alan Eisenberg, refund of escrow monies deposited with the Office of Property Management on June 17, 1985, for property known as Block 612, Lot 50, 415-417 Summer Avenue a/k/a 42-46 Arlington Avenue; purchasers complied with conditions of sale.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-bs.

Resolution authorizing Director of Finance to issue check in sum of \$432.46 to Roland J. Foglia and Alan Eisenberg, refund of escrow monies deposited with Office of Property Management on March 14, 1986, for properties known as Block 3598, Lot 8, 268-270 Hawthorne Avenue, Block 3044, Lot 52, 461-463 Hawthorne Avenue, Block 1810, Lot 35, 175-177 12th Avenue, purchasers complied with conditions of sale.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-bt.

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$103,392.11 for overpayments carried on books and records of Tax Collector by reason of Tax Court Judgements and Cash Overpayments for years 1986, 1987 and 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-bu.

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$224,757.77 for overpayments carried on books and records of Tax Collector by reason of Tax Court Judgements, Veteran's Allowances, Senior Citizen Allowances and Cash Overpayments for years 1984, 1985, 1986, 1987 and 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-bv.

Resolution authorizing Director of Finance to pay amount of \$398.24 to J.P.A. Urban Renewal Corporation, for Block 2557, Lot 60, 118-122 Spruce Street, for year 1986; proceeds to be taken from Municipal Budget Mandatory Items, Municipal Account Code No. 011-210-2101-9537 (Interest on Tax Appeals).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-bw. Resolution authorizing Director of Finance to pay amount of \$6,268.99 to Tri-City Investors, c/o Philip Mandelbaum, Esq., for Block 125, Lot 1, 60-66 Park Place, for year 1984; proceeds to be taken from Municipal Budget Mandatory items; Municipal Account Code No. 011-210-2101-9537 (Interest on Tax Appeals).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-bx. Resolution accepting bid of Roland J. Foglia, only bid received, for purchase of City-owned property, 9-17 South 7th Street, Block 1854, Lots 15 and 17, for sum of \$51,105., pursuant to Executive Order #PM880028, August 12, 1988. (Minimum Offer Approved-\$51,000., Capital Improvement-\$109,500.)
(Copy of resolution and correspondence submitted to each Member of the Council)
(First Meeting)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-by. Resolution accepting bid of Leonard Sanders and Norman Feinstein, highest responsible bid received, for purchase of City-owned property, 376 University Avenue, Block 73, Lot 4, for sum of \$47,500., pursuant to Executive Order #PM880023, July 29, 1988. (Minimum Offer Approved-\$28,000., Capital Improvement-\$30,000.)
(Copy of resolution and correspondence submitted to each Member of the Council)
(First Meeting)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-bz. Resolution accepting bid from Vernon Valley Recreation Association, Inc., highest bid received, for lease of 360 acres known as Block 240, Lot 2, owned by City of Newark, located in Vernon Township, New Jersey, pursuant to Executive Order #PM880025. (Bid submitted established price of \$1,100,000. if bidder initiates "use rights" within first two years of lease agreement. Further, it establishes annual lease fee of \$30,000. at beginning of "use rights"; at acceptance and signature of lease all taxes due on property become responsible of lessee.)
(Copy of resolution and correspondence submitted to each Member of the Council)
(First Meeting)

September 7, 1988

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk"; further adding thereto the following language "The Municipal Council requests that the Newark Watershed and Conservation Corporation require the Developer establish as a 'good faith' effort to obtain 25% minority business enterprise participation for the construction and development of the entire project; further amending the development controls within the lease by inserting the following thereto "In each instance where the term Rider I and Rider II is mentioned insert "Rider I and Rider II shall be prepared by lessee within 60 days of the signing of this lease at lessees expense and is subject to approval of lessor" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-ca.

Resolution amending Resolution 7-R-I, February 17, 1988, contract with Urban League of Essex County/Newark Media Works, Inc., for Media Video Production Training Program, for 10 participants, for period February 19, 1988 to June 30, 1988, for sum not to exceed \$55,460., by deleting under Section XIII, Payment under the contract, page 34a and inserting revised page 34-a-1; all other provisions of contract shall remain unchanged, no additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-cb.

Resolution amending Resolution 7-R-t, May 3, 1988, contract with McCloud and Associates, Inc., for Individual Classroom Training for Dislocated Workers Training Program, for 34 participants, for period January 11, 1988 to June 3, 1988, for sum not to exceed \$54,270., by changing ending date to July 29, 1988 and changing ending date of Cycle I and Cycle II, all other provisions of contract shall remain unchanged, no additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-cc.

Resolution amending Resolution 7-R-bq (A.S.), October 21, 1987, authorizing Business Administrator to execute Bargain and Sale Deeds for properties sold at public auction on September 28, 29, 30 and October 1, 1987, by correcting address of property listed on Exhibit C, known as Block 3066, Lots 1 and 32, 502-504 Hawthorne Avenue to read Block 3066, Lots 1 and 32, 502-504 Hawthorne Avenue and 108 Leslie Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

September 7, 1988

7-R-cd. Resolution amending Resolution 7-R-j, May 3, 1988, contract with State Department of Health, for Women's Infants and Children's Supplemental Feeding Program (WIC) for period October 1, 1987³ to September 30, 1988, by increasing amount of contract from \$600,100. to \$611,665.; State of New Jersey granted additional award of \$11,565.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-ce. Resolution amending Resolution 7-R-bp, June 29, 1988, by authorizing Director of Finance to issue check in amount of \$14,909.29 to Lehman-Newark Urban Renewal Investors and its attorney, Stryker, Tams & Dill, 33 Washington Street, Newark, New Jersey, by issuing check to R.T. Urban Renewal Investors and Stryker, Tams & Dill, upon receipt of all documents deemed necessary by Corporation Counsel.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-cf. Resolution amending Resolution 7-R-a, February 3, 1988, contract with Ultra Care, Inc., to provide Nursing Services for Department of Health and Human Services, for period January 1, 1988 to December 31, 1988, contract shall not exceed \$250,000., by modifying scope of services and increasing hourly rate of said services to reflect addition of nursing team leaders at Department of Health and Human Services; amount to be paid nursing team leaders shall not exceed \$23.99 per hour; all other provisions shall remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent: Councilman Tucker.

7-R-cg. Resolution rescinding Resolution 7-R-cx, August 6, 1986 "Resolution authorizing Corporation Counsel to accept sum of \$2,325. from Hector and Herman, Inc., in full and final settlement of lawsuit instituted by City of Newark in Superior Court, Essex County, to recover costs incurred by City to remove building located at 2-16 South 8th Street, Newark, when said building was removed by City due to hazardous condition."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

7-R-ch. Resolution authorizing Police Athletic League of Newark, New Jersey (PALS), Inc. to use Vehicle #37, 1986 Chevy Sports Van, New Jersey Registration MG94FV, and Vehicle #42, 1981 Dodge, New Jersey Registration MG30SR, in connection with its youth programs for trips out of the State of New Jersey (Use for any other purpose shall not be covered under City's self-insurance program.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

7-R-ci.

Resolution establishing a trust fund known as the Forensic Laboratory Dedicated Trust Fund; further authorizing Mayor and Director of Police to enter into contract or agreement to secure services which will enable Department of Police to perform services for which monies deposited in Fund may be used, but are not limited to, costs incurred in providing analyses for controlled substances in connection with criminal investigation conducted within this State; purchases and maintenance of equipment for use in performing analyses, and continuing education, training and scientific development of forensic scientist regularly employed by these laboratories.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

7-R-cj.

Resolution amending Resolution 7-R-a(S), October 7, 1986, Tax Abatement and Financial Agreement for Clinton Plaza Urban Renewal Corporation for construction maintenance and operation of condominium apartments, commercial and garage units at 37-43 Clinton Street, 215-223 Market Street, 172 Beaver Street, 45 Clinton Street, 105-127 Mulberry Street, 231-235 Market Street, 225-229 Market Street, by adding to 111 Mulberry Street two apartment units, 2Y and 2Z and to treat units 1B, 1C, 1F, 1G, 1H, 1I, 2N, 2O, 2Y and 2Z previously treated "Apartment Units" as "Commercial Units"; further amending to provide in event Entity sells Apartments Units 1A, 1E, 1Q, 1-TH-A, 1-TH-C or 1-TH-D to a third party and any such Units is to be used for commercial purposes, upon notification by the Entity to City of transfer of any such unit and of such use, such unit shall be treated as a "Commercial Unit".
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

7-R-ck.

Resolution reinstating tax abatement for Mulberry Urban Renewal Associates authorized by Resolution 7-R-e, December 19, 1984; further waiving obligation of Mulberry Urban Renewal Associates to submit certified auditor's reports to City Officials for years 1985 and 1986 and accepting uncertified auditor's reports for said years.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

7-R-cl.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, University of Medicine and Dentistry of New Jersey-Social Caseworker-\$16,748.; item available from University of Medicine and Dentistry of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

7-R-cm.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Communicable Disease Program, \$210,254.; item available from New Jersey State Department of Health and Human Services (Contract #88-527-TB-00)

(Copy of resolution and correspondence submitted to each Member of the Council)

September 7, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

7-R-cn.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Unclassified Purposes, Special Item of Appropriation, sum of \$2,887.50, Interns in Municipal Services; item available from New Jersey State Department of Community Affairs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

7-R-co.

Resolution requesting Director of Local Government Services to make corrections in 1988 City of Newark Budget, from Unclassified Purposes, Salaries and Wages, Salaries and Wage Personnel, Adjustment Program-\$649,277. to Department of Police, Division of Police, Personnel Services-\$649,277.; From Taxicab Division, Other Expenses, Equipment-\$2,110. to Board of Alcoholic Beverage Control, Other Expenses, Equipment-\$2,110.; From Department of Engineering, Division of Sanitation, Other Expenses, Material and Supplies-\$600,000. to Service by Contract or Agreement-\$600,000.; From Department of Health and Human Services, Division of Recreation and Cultural Affairs, Salaries and Wages, Personnel Services-\$110,000. to Other Pay-\$110,000.; to correct errors in 1988 Adopted Budget and provide funds for salary increase for Superior Officers' Association of Police Department.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

7-R-cp.

Resolution requesting Director of Local Government Services to make corrections in 1988 City of Newark Budget, from Department of Health and Human Services, Division of Community Health, Salaries and Wages, Personnel Services-\$39,700. to Other Expenses Service by Contract or Agreement-\$39,700.; to contract out services due to the inability to hire full-time medical doctors.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

7-R-cq.

Resolution requesting Director of Local Government Services to make corrections in 1988 City of Newark budget, from Department of Engineering, Division of Traffic and Signals, Other Expenses, Service by Contract or Agreement-\$200,000., to Materials and Supplies-\$200,000., to correct errors in the 1988 Adopted Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

September 7, 1988

7-R-cr.

Emergency resolution appropriating \$42,000., Special Item of Appropriation, Relocation Assistance Program, Other Expenses, Service by Contract or Agreement, to provide funds for FY 88 cash match; said emergency funds shall be provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-cs.

Resolution designating reserved parking space for handicapped motorists on Irving Street, beginning 266 feet east of the easterly curblin of Summer Avenue and extending 25 feet easterly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-ct.

Resolution designating reserved parking space for handicapped motorists on Roanoke Avenue, east side, beginning 258 feet south of the southerly curblin of Hawkins Street and extending 25 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-cu.

Resolution designating reserved parking space for handicapped motorists on Brookdale Avenue, west side, beginning 182 feet south of the southerly curblin of Lindsley Avenue and extending 25 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-cv.

Resolution designating reserved parking space for handicapped motorists on Dewey Street, west side, beginning 170 feet south of the southerly curblin of Hawthorne Avenue and extending 22 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-cw.

Resolution designating reserved parking space for handicapped motorists on Seabury Street, east side, beginning 197 feet north of the northerly curblin of East Delavan Avenue and extending 22 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-cx. Resolution designating reserved parking space for handicapped motorists on Salem Street, west side, beginning 266 feet south of the southerly curblin of South Orange Avenue and extending 25 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Commissioner of Transportation)

A motion to table the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-cy. Resolution designating reserved parking space for handicapped motorists on South Street, south side, beginning 215 feet east of the easterly curblin of Dawson Street and extending 25 feet easterly therefrom; pursuant to N.J.S.A. 39:4-8.
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Commissioner of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-cz. Resolution designating reserved parking space for handicapped motorists on South 14th Street, east side, beginning 613 feet north of the northerly curblin of Springfield Avenue and extending 25 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Commissioner of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-da. Resolution designating reserved parking space for handicapped motorists on Clifton Avenue, west side, beginning 111 feet south of the southerly curblin of Berkeley Avenue and extending 22 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Commissioner of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-db. Resolution designating reserved parking space for handicapped motorists on Clifton Avenue, west side, beginning 184 feet north of the northerly curblin of Bloomfield Avenue and extending 22 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Commissioner of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

7-R-dc.

Resolution designating reserved parking space for handicapped motorists on South Orange Avenue, south side, beginning 35 feet east of the easterly curblin of Ashland Street and extending 22 feet easterly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Commissioner of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

7-R-dd.

Resolution designating stop intersection on Hartford Street and Hudson Street and installing stop signs on Hartford Street; pursuant to N.J.S.A. 39:4-140.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

7-R-de.

Resolution designating stop intersection on Fairmount and 14th Avenues and installing stop signs on Fairmount Avenue; pursuant to N.J.S.A. 39:4-140.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

7-R-df.

Resolution amending the Affirmative Action Plan for Construction, for purpose of promoting employment of minorities and utilization of minority business enterprises in construction contracts awarded by City of Newark in construction projects in connection with agreements for tax abatements, funding, grants, loans, conveyances, leasing and other special consideration entered into by City of Newark. (Resolution 7-R-bc, October 3, 1984)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

7-R-dg.

Resolution granting tax exemption on improvement on property 191-193 Miller Street, Block 1178, Lot 12, owned by Jesus De Junco, for period commencing January 1, 1989 and ending December 31, 1993; pursuant to Revised Ordinances of City of Newark, New Jersey, 1966, 10:11-1 et seq., as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-dh. Resolution attesting that the Governing Body of the City of Newark has complied with promulgation of New Jersey Local Finance Board with respect to review of annual audit of the City of Newark, for the year 1986.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-di. Resolution concurring in request of Samuel Klein and Company, External Auditors, for the City of Newark, for extension of filing date of 1986 Audit to July 25, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-dj. Resolution establishing position and salary range for Cashier in Office of the City Clerk, effective July 1, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-dk. Resolution authorizing the Municipal Council to accept terms and conditions of indemnifying and saving harmless N. J. League of Municipalities, its members, the owners of Convention Center and Atlantic City, N.J., of any and all liability that may arise out of bodily injuries or property damage resulting from actions of the Municipal Council, its agents and/or employees, in accordance with the attached Indemnification and Hold Harmless Agreement.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-dl. Resolution authorizing the Municipal Council to accept terms and conditions of indemnifying and saving harmless National League of Cities, its members, the owners of Convention Center and Boston, Massachusetts of any and all liability that may arise out of bodily injuries or property damage resulting from actions of the Municipal Council, its agents and/or employees, in accordance with the attached Indemnification and Hold Harmless Agreement.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-dm.

Resolution approving determination of Central Planning Board that City Tax Block 71, Lots 1, 2, 3, 14, 21, 22, 28-34, 36, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order #880017, June 1, 1988) (Bank Street Blight Project) (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-dn.

Resolution granting extension of leave of absence without pay to Robert P. Marasco, Analyst, City Clerk, Clerk and Municipal Council, for period beginning July 14, 1988 and ending January 14, 1989. (Appointed City Clerk-first leave began January 13, 1984)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-do.

Resolution recognizing and commending Karen T. Hilliard, Administrative Officer for the Central Planning Board, for her many years of exemplary and dedicated service to the City of Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-dp.

Resolution declaring September 7, 1988 to be "Brazilian Independence Day" within the City of Newark in recognition of the 166th Anniversary of the Brazilian Declaration of Independence.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-dq.

Resolution recognizing and commending Narcotic Bureau Detective Thomas E. Cetnar III for his exemplary display of courage and valor during an incident which occurred on February 20, 1988 and for his selection as Detective of the Month during September 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-dr.

Resolution recognizing and commending Miriam Colon, founder of the Puerto Rican Traveling Theatre of New York, on the occasion of her illustrious visit to the City of Newark, New Jersey on Friday, August 26, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

September 7, 1988

- 7-R-ds. Resolution recognizing and commending Local #617, Service Employees International Union AFL-CIO, CLC, on the grand occasion of its first Annual Affair of the New Jersey Black Labor Leaders held on Saturday, September 24, 1988 at the Pines Manor in Edison, New Jersey.
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.
- 7-R-dt. Resolution welcoming the Puerto Rican Traveling Theater of New York to the City of Newark on Friday, August 26, 1988 at La Casa De Don Pedro, Inc.
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.
- 7-R-du. Resolution recognizing and commending Rutgers University on the occasion of being selected as "Employer of the Year" by the North Ward Center, Inc., located in Newark, New Jersey.
- (For action on this resolution, see page 3 and 4 in the minutes of this meeting.)
- 7-R-dv. Resolution recognizing and commending Ms. Pauline Kielliebrew on her selection as "Enrollee of the Year" by the North Ward Center Inc., located in Newark, New Jersey.
- (For action on this resolution, see page 3 in the minutes of this meeting.)
- 7-R-dw. Resolution recognizing and commending the Unified Vailsburg Services Organization, the Vailsburg Block Association, the Vailsburg Businessmen Association, the Vailsburg Strategic Planning Committee, and the many neighborhood block associations for sponsoring the first Annual "Vailsburg Day" on August 20, 1988 in the City of Newark.
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.
- 7-R-dx. Resolution recognizing and commending Nadeen Bridgeforth, a resident of Newark, New Jersey on her outstanding performance at the 1988 United States Olympic trials held in Indianapolis, Indiana.
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.
- 7-R-dy. Resolution recognizing and commending Mr. Moses Neal of the Randall Anderson Veterans of Foreign War Post #9015 on the occasion of being selected as All-State Post Commander of the Year by the Veterans of Foreign Wars.
- (For action on this resolution, see page 3 in the minutes of this meeting.)

7-R-dz.

Resolution urging the defeat of Assembly Bill No. 1912 which requires that Wanaque and Monksville Reservoirs be used to retain storm water runoff.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

7-R-ea.

Resolution recognizing and commending Reverend and Mrs. Johnnie M. Hall, Sr., on the occasion of their Golden 59th Wedding Anniversary.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

7-R-eb.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Unclassified Purposes, Special Item of Appropriation, sum of \$447,089.80, Supplemental Fire Services Program (SFSP), item available from New Jersey State Department of Community Affairs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

7-R-ec.
(A.S.)

Resolution supporting application for University Shopping Plaza Urban Renewal Corporation, 40 Clinton Street, Newark, N. J., to the Urban Development Corporation Loan Fund in amount of \$1 million, to develop a 54,000 sq. ft. shopping center on 12th Avenue, Cabinet, West Market and Bruce Streets.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

7-R-ed.
(A.S.)

Resolution supporting application for the Young Men & Women's Christian Association (YMCA), 600 Broad Street, Newark, N.J. to the Urban Development Corporation Loan Fund in amount of \$250,000., to develop 7,800 sq. ft. day care center at 667 Broad Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

7-R-ee.
(A.S.)

Resolution authorizing Director of Finance to issue check in amount of \$4,656.30 to Police Officer Diana Figueroa; on June 30, 1988, Appellate Division of Superior Court of New Jersey entered an Order approving Stipulation of Dismissal entered into on May 2, 1988 between City of Newark and Newark Police Officer Diana Figueroa, for her attorney's fees in litigating before Office of Administrative Law.

(Copy of resolution and correspondence submitted to each Member of the Council)

September 7, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-ef.
 (A.S.) Resolution recognizing and commending Mr. William Saller on the prestigious occasion of his retirement from Public Service Electric & Gas Company, and further, for his outstanding leadership in government and the community.

(For action on this resolution, see pages 2 and 3 in the minutes of this meeting.)

7-R-eg.
 (A.S.) Resolution authorizing the Newark Economic Development Corporation as the Zone Development Corporation, to submit an application to the New Jersey Urban Enterprise Zone Authority to expand boundary of the existing Enterprise Zone to include the following commercial corridors: Broadway from Harvey Street to North End Street, Bloomfield Avenue from Clifton Avenue to Lake Street, Orange Street from First Street to South 14th Street, Central Avenue from First Street to South 16th Street, South Orange Avenue from Bergen Street to Sandford Avenue, 16th Avenue from Bergen Street to South 20th Street, South 12th Street from Springfield Avenue to Avon Avenue and Clinton Avenue from Bergen Street to South 20th. These 8 corridors represent a total of 232-1 acres or 9.6% of our existing Urban Enterprise Zone. Businesses fronting on both sides of these corridors will be eligible to apply for designation as qualified businesses and receive the benefits of the Urban Enterprise Zone Program.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-eh.
 (A.S.) Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Forest Hill Family Health Associates, P.A., Thomas R. Ortiz, M.D., Medical Director, for provision of on call emergency medical coverage, for period September 1, 1988 through November 30, 1988; maximum amount of contract shall not exceed \$15,250,000.; does not require expenditure of municipal funds; funds available from U.S. Department of Health and Human Services.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-ei.
 (A.S.) Resolution declaring an emergency exists as to an "Ordinance to amend and supplement Title 2, Administration, Chapter 7, Department of Finance, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by establishing a Division of Tax Abatement and Special Taxes), Ordinance 6-Ph, S & F-b, being finally adopted September 7, 1988, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication in accordance with N.J.S.A. 40:59A-181(b).

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.

7-R-ej.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Unclassified Purposes, Special Item of Appropriation, Newark Homeless Health Care Project-\$77,500.; item available from Comic Relief II.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

7-R-ek.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Unclassified Purposes, Special Item of Appropriation, Emergency Shelter Grant-\$126,000.; item available from New Jersey State Department of Community Affairs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

7-R-el.
(A.S.)

Resolution authorizing Mayor to enter into grant agreement with New Jersey Department of Community Affairs to utilize CY 1988 Safe and Clean Neighborhood Program Funds in amount of \$2,107,138. to be matched by like amount from municipal budget, for total program cost of \$4,214,276.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

7-R-em.
(A.S.)

Resolution authorizing Mayor and Director of Health and Human Services to submit application to State Law Enforcement Planning Agency for participation in project "NTC/Juvenile Prevention and Diversion Project"; (\$95,897.) pursuant to Omnibus Crime Control and Safe Streets Act of 1968, does not require expenditure of any public funds by City of Newark. (Newark Tenants Council, Inc.)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

Motions.

7-M-a.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. PAUL A. SANDERS, A NATIVE NEWARKER AND RENOWNED COMMUNITY ACTIVIST was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF OFFICER ANTHONY RAVO, A LONG-TIME NEWARK POLICE OFFICER was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

September 7, 1988

- 7-M-c. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ROCCO PARADISO, DIRECTOR OF THE ESSEX COUNTY NARCOTICS BUREAU AND A FORMER NEWARK POLICE CAPTAIN was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.
- 7-M-d. A MOTION REQUESTING THE CITY ADMINISTRATION TO IMMEDIATELY INSPECT EVERY CEMETERY WITHIN THE CITY OF NEWARK AND, WHERE NECESSARY, TAKE APPROPRIATE LEGAL ACTION TO REQUIRE CEMETERIES TO CLEAN-UP AND MAINTAIN THEIR PROPERTY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.
- 7-M-e. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ANGIE MAHON, SISTER OF MR. JOHN BRUNO, PRESIDENT OF BRUNO & ASSOCIATES was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.
- 7-M-f. A MOTION REQUESTING THE MAYOR TO DIRECT ALL MUNICIPAL AGENCIES AND ENTITIES TO COMPLY WITH THE ORDINANCES AND RESOLUTIONS PERTAINING TO MINORITY SET-ASIDES AND AFFIRMATIVE ACTION; FURTHER, REQUESTING THE ADMINISTRATION TO PREPARE AN ORDINANCE REQUIRING ALL QUASI-PUBLIC ENTITIES WHICH RECEIVE MUNICIPAL FUNDS TO COMPLY WITH THE SET-ASIDE AND AFFIRMATIVE ACTION LEGISLATION was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.
- 7-M-g. A MOTION REQUESTING THE ADMINISTRATION TO PERFORM A COMPREHENSIVE INSPECTION OF THE BUILDING LOCATED AT 256 AVON AVENUE was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.
- 7-M-h. A MOTION REQUESTING THAT THE CITY OF NEWARK TAKE ACTION AGAINST AN ILLEGALLY PARKED TRUCK IN THE BACK OF A HOME AT 390 PARKER STREET was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.
 Absent: Councilman Tucker.
- 7-M-i. A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE AN ORDINANCE REQUIRING CERTAIN BUSINESS ESTABLISHMENTS TO MAINTAIN A SECURITY GUARD DURING REGULAR BUSINESS HOURS; FURTHER, REQUESTING THE FENCING OF CERTAIN BUSINESS ESTABLISHMENT PARKING LOTS TO PREVENT TRESPASSING AND LOITERING AFTER BUSINESS HOURS was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilmen Harris, Payne.
 Absent: Councilman Tucker.

- 7-M-j. A MOTION REQUESTING THE POLICE DEPARTMENT AND THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO INVESTIGATE THE KEEPING OF TWO BOA CONSTRICTORS IN AN APARTMENT ON TILLINGHAST STREET was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Villani, President Martinez.
Absent During Roll Call: Councilmen Harris, Payne.
Absent: Councilman Tucker.
- 7-M-k. A MOTION REQUESTING THE ADMINISTRATION TO INSPECT THE HUB CAP ESTABLISHMENT LOCATED NEAR THE MCCARTER HIGHWAY RAMP AND TO STRICTLY ENFORCE THE ORDINANCE WHICH REGULATES THESE TYPES OF BUSINESSES was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.
- 7-M-l. A MOTION REQUESTING THAT THE DIRECTOR OF ENGINEERING PROVIDE THE GOVERNING BODY WITH THE SPECIFIC CAUSE OF THE FLOOD ZONE IN THE WEST WARD VAILSBURG AREA AND TO SPECIFY WHAT CORRECTIVE ACTION IS BEING INSTITUTED TO SOLVE THIS PROBLEM was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.
- 7-M-m. A MOTION DIRECTING THE CITY CLERK TO INVITE MAYOR JAMES, PRESIDING JUDGE MINOR, BUSINESS ADMINISTRATOR MONTEILH, CORPORATION COUNSEL GRANT AND ENGINEERING DIRECTOR ZACH TO MEET WITH MEMBERS OF THE MUNICIPAL COUNCIL AT ITS SEPTEMBER 20, 1988 PRE-MEETING CONFERENCE TO DISCUSS ORDINANCE AMENDING TITLE 1, GENERAL PROVISIONS..PENALTY.. WHICH PRESCRIBES A PERIOD OF COMMUNITY SERVICE was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.
- 7-M-n. A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE AN ORDINANCE REQUIRING THAT ALL A.B.C. ESTABLISHMENTS WITH OUTSTANDING TAXES, WATER BILLS AND CODE VIOLATIONS HAVE THEIR A.B.C. LICENSES HELD IN "POCKET STATUS" UNTIL SUCH TIME AS THE DELINQUENT TAXES ARE PAID AND CODE VIOLATIONS ARE ABATED was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.
- 7-M-o. A MOTION REQUESTING THE APPROPRIATE OFFICIALS TO INSPECT AND DEMOLISH A BURNT OUT HOUSE LOCATED AT 136 RIDGEWOOD AVENUE was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.
- 7-M-p. A MOTION REQUESTING THE NEWARK POLICE DEPARTMENT TO STRICTLY ENFORCE THE CITY ORDINANCE WHICH PROHIBITS TRUCKS OVER 4 TONS GROSS WEIGHT FROM USING BROAD STREET (R.O. 23:4-1) was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

September 7, 1988

7-M-q.

A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH AND ENGINEERING DIRECTOR ZACH TO MEET WITH THE MEMBERS OF THE MUNICIPAL COUNCIL AT ITS SEPTEMBER 13, 1988 SPECIAL CONFERENCE TO DISCUSS ASBESTOS AND ASBESTOS REMOVAL AS IT RELATES TO RENOVATION OF CITY-OWNED BUILDINGS was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

7-M-r.

A MOTION REQUESTING A STATUS REPORT ON THE PROPERTY LOCATED AT 299 CLINTON AVENUE was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from his Honor, Mayor Sharpe James, received August 10, 1988, re-appointing, subject to confirmation, Mr. Craig Randall Harris, as a Municipal Court Judge, for term commencing upon confirmation and expiring December 7, 1988.

(Copy of communication submitted to each Member of the Council)

A motion to defer action on the item and directing the City Clerk to invite Mr. Harris to meet with the Members of the Municipal Council at their September 13, 1988 special conference was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

8-b.

The City Clerk presented Communication from his Honor, Mayor Sharpe James, received August 10, 1988, re-appointing, subject to confirmation, Mr. Anthony J. Frasca, as a Municipal Court Judge, for term commencing upon confirmation and expiring February 17, 1990.

(Copy of communication submitted to each Member of the Council)

A motion to defer action on the item and directing the City Clerk to invite Mr. Frasca to meet with the Members of the Municipal Council at their September 13, 1988 special conference was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

September 7, 1988

- 8-c. The City Clerk presented Communication from his Honor, Mayor Sharpe James, received August 10, 1988, re-appointing, subject to confirmation, Mr. Chester A. Morrison, as a Municipal Court Judge, for term commencing upon confirmation and expiring February 17, 1990.

(Copy of communication submitted to each Member of the Council)

A motion to defer action on the item and directing the City Clerk to invite Mr. Morrison to meet with the Members of the Municipal Council at their September 13, 1988 special conference was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

- 8-d. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received August 26, 1988, re-appointing, subject to confirmation, Mr. J. Clifton Wilkerson, as an Acting Municipal Court Judge, for term commencing upon confirmation and expiring February 4, 1989.

(Copy of communication submitted to each Member of the Council)

A motion to defer action on the item and directing the City Clerk to invite Mr. Wilkerson to meet with the Members of the Municipal Council at their September 13, 1988 special conference was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

- 8-e. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received August 26, 1988, appointing, subject to confirmation, Mr. Michael J. Nelson, as an Acting Municipal Court Judge, for term commencing upon confirmation and expiring February 4, 1989)

(Replacing Renee Jones Weeks)

(Copy of communication submitted to each Member of the Council)

A motion to defer action on the item and directing the City Clerk to invite Mr. Nelson to meet with the Members of the Municipal Council at their September 13, 1988 special conference was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

- 8-f. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received August 26, 1988, re-appointing, subject to confrimation, Mr. Richard A. Gomes, as an Acting Municipal Court Judge, for term commencing upon confirmation and expiring April 1, 1989.

(Copy of communication submitted to each Member of the Council)

A motion to defer action on the item and directing the City Clerk to invite Mr. Gomes to meet with the Members of the Municipal Council at their September 13, 1988 special conference was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received August 3, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An Ordinance creating positions in the Department of Development' (6S&Fz) adopted July 16, 1986, as amended and supplemented. (To abolish the titles of Legal Analyst and Legal Analyst, Office of Real Property in the Department of Development)"

(Abolishing titles in Department of Development which are no longer in use)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received August 4, 1988, enclosing proposed "Ordinance amending Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Section 40.4, Minority Business Enterprises (MBE) and Women's Business Enterprises (WBE) Set Aside Program, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By establishing rules and procedures for Minority Business Enterprises and Women's Business Enterprise Set Aside Program)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

8-i.

The City Clerk presented Communication from Business Administrator Monteilh, received August 9, 1988, enclosing proposed "Ordinance authorizing the execution of a lease between the City of Newark, owner, and the Superior Court of New Jersey, Essex County Vicinage, tenant, for approximately 540 square feet of the premises commonly known as 31 Green Street for the sum of \$495. per month for a one-year period (\$5,940 annually) with a two-year option to renew".

(To more efficiently establish bail and to identify less serious cases entering the judicial system.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

8-j.

The City Clerk presented Proposed "Ordinance amending Title 2 of Administration, Chapter 2, Office of the Mayor and Agencies of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By re-establishing the Mayor's Commission on Youth)"

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.

8-k.

The City Clerk presented Communication from Business Administrator Monteilh, received July 12, 1988, enclosing proposed "Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Summit Avenue as a one-way street."

(Summit Avenue: Southbound, from Chancellor Avenue to the City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval from the Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Engineering Director Zach to meet with the Members of the Municipal Council at their September 20, 1988 pre-meeting conference was made by Councilman Payne, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

8-l.

The City Clerk presented Communication from Business Administrator Monteilh, received August 15, 1988, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Meeker Avenue."

(Meeker Avenue: North side, beginning 258 feet east of the easterly curbline of Elizabeth Avenue extending 381 feet easterly therefrom.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

8-m.

The City Clerk presented Communication from Business Administrator Monteilh, received August 15, 1988, enclosing proposed "Ordinance providing for the vacation of Frontage Road, as laid out on the Tax Map of the City of Newark, extending from the easterly line of Lot 158 on Block 5088 to its westerly terminus, a total distance of 2,140.91 feet."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

8-n.

The City Clerk presented Communication from Business Administrator Monteilh, received August 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Senior Timekeeper in the Department of Engineering)."

(Senior Timekeeper (1) . \$14,885.49 - \$17,777.87 (35 hours))

(Creating title of Senior Timekeeper in Department of Engineering Water/Sewer Utility. Funding provided in the 1988 Budget. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

8-o.

The City Clerk presented Communication from Business Administrator Monteilh, received August 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, and amendments thereto," (To create the title of Senior Data Control Clerk in the Office of the Mayor)."

(Senior Data Control Clerk (1) \$15,557.75 - \$18,272.57
(35 hours))

(Creation of Title as a result of reorganization of the Office of Affirmative Action. Charge will result in lost savings. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

8-p.

The City Clerk presented Communication from Business Administrator Monteilh, received August 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Supervising Sanitation Inspector in the Department of Engineering)."

(Supervising Sanitation Inspector (2) \$20,112.86 - \$23,991.61
(40 hours))

(Creating title to insure proper supervision over Sanitation Inspectors. Represented by Local 2297, A.F.S.C.M.E. (Inspectors).)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

8-q.

The City Clerk presented Communication from Business Administrator Monteilh, received August 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the titles of Principal Cashier/Tax Searcher and Principal Cashier, Typing in the Department of Finance)."

(Principal Cashier/Tax Searcher (2) \$15,557.75 - \$18,272.57
(35 hours))

Principal Cashier, Typing (1) \$15,557.75 - \$18,272.57
(35 hours))

(Creation of titles to properly classify duties and responsibilities of employees presently serving in title of Cashier. Cashier title is a common title. Salary remains the same. Represented by Newark Council 21, Civil Service Association).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

8-r.

The City Clerk presented Communication from Business Administrator Monteilh, received August 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An Ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To abolish the title of Assistant Superintendent of Buildings and Superintendent of Buildings in the Department of Engineering)"

(Abolishing titles in Department of Engineering which are no longer approved by New Jersey Department of Personnel)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

8-s.

The City Clerk presented Proposed "Ordinance to amend and supplement Title 2, Administration, Chapter 2, Office of the Mayor and Agencies of the City of Newark, New Jersey, 1966, as amended and supplemented (To establish a Commercial Strip Business Advisory Council)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During-Roll Call: Councilman Harris.

Absent: Councilman Tucker.

8-t.

The City Clerk presented Communication from Business Administrator Monteilh, received August 19, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Laboratory Technician, Water Analysis in the Department of Engineering)."

(Laboratory Technician, (2) \$15,557.75 - \$18,272.57 Water Analysis (40 hours))

(Title change due to reclassification by New Jersey Department of Personnel.

Annual fiscal impact approximately \$2,300. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

8-u.

The City Clerk presented Communication from Business Administrator Monteilh, received August 1, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor,' (6-S & F-f) adopted May 4, 1977, as amended and supplemented. (To create the title of Food Service Worker/Receptionist and abolishing the title of Receptionist, Food Service Worker in the Municipal Council)."

(Food Service Worker/Receptionist
(35 Hours) 1 \$25,825.82 - \$25,825.82)

(Title change in compliance with New Jersey Department of Personnel Title Standardization Program. No salary change. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

8-v.

The City Clerk presented Proposed "Ordinance to amend an ordinance entitled 'Title 13A, Administration and Regulation of Solid Waste, Chapter 4, Collection and Disposal, Paragraph (a) of Section 7, Removal by City or its agents, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By requiring city employees and designated agents to clean up refuse spilled during their collection efforts)."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

8-w.

The City Clerk presented Proposed "Ordinance to amend an ordinance entitled "Title 15, Housing, Chapter 9B, Rent Control, Rent Control Board, Section 9(a), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By deleting the restriction of two successive terms)."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

8-x.

The City Clerk presented Communication from Business Administrator Monteilh, received August 26, 1988, enclosing proposed "Ordinance amending Title 23, Traffic and Parking, Chapter 4, Limiting Use of Streets to Certain Vehicles, Section 2, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By extending the time periods one-half hour in the morning and one-half hour in the evening that certain sections of Broad Street will be used as an exclusive bus lane)."

(6:30 A. M.-9:30 A. M. and 4:00 P. M.-6:30 P. M., Monday through Friday, curb lanes beginning at Pennington street continuing in a northerly direction to Orange Street and from 315 feet south of the southerly curb line of Bridge Street continuing in a southerly direction to Lincoln Park.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-t on pages 10 and 11 in the minutes of this meeting.)

8-y.

The City Clerk presented Communication from Business Administrator Monteilh, received August 26, 1988, enclosing proposed "Ordinance creating Section 3, Title 23, Traffic and Parking, Chapter 4, Limiting Use of Streets to Certain Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To designate certain Sections of Market Street during certain hours as an exclusive bus lane)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-u on page 11 in the minutes of this meeting.)

8-z.

The City Clerk presented Communication from Business Administrator Monteilh, received August 26, 1988, enclosing proposed "Ordinance creating Section 4 of Title 23, Traffic and Parking, Chapter 4, Limiting Use of Streets to Certain Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. By creating a penalty provision for violation of the exclusion bus lanes)."

(Fine of \$20.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-v on pages 11 and 12 in the minutes of this meeting.)

8-ba.

The City Clerk presented Communication from Business Administrator Monteilh, received August 29, 1988, enclosing proposed "Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Avenue A, as a through street."

(Avenue A, from Emmet Street to Poinier Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

8-bb.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received August 31, 1988, enclosing proposed "Ordinance amending Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing, Generally, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding a new section authorizing the impoundment of vehicles with outstanding traffic warrants)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

8-bc.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received September 6, 1988, enclosing proposed "Ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the title of Superintendent of Recreation in the Department of Health and Human Services)."

(Superintendent of Recreation 9/20/86 \$34,278.57 - \$41,665.84

1/1/87 35,678.57 - 43,065.84

1/1/88 37,462.50 - 45,219.13)

(Reinstatement of title pursuant to Court decision)

(Copy of ordinance and correspondence submitted to each Member of the Council)

- 8-bd.
(A.S.) The City Clerk presented Communication from Business Administrator Monteilh, received September 6, 1988, enclosing proposed "Ordinance amending Section 23:5-6, Stopping or Standing Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Broad Street."
(Broad Street, from Lombardy Street to State Street, east side, from 6:30 A. M. to 9:30 A. M. and 4:00 P. M. to 6:30 P. M.)
Broad Street, from Washington Place to State Street, west side, from 6:30 A. M. to 9:30 A. M.)
(To facilitate bus traffic on the exclusive bus lanes along said streets)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(For action on this item, see page 12 in the minutes of this meeting.)

- 8-be.
(A.S.) The City Clerk presented Proposed ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor," (6-S & F-e) adopted May 4, 1977, as amended and supplemented.
(For action on this item, see Ordinance 6-F-x on pages 12 and 13 in the minutes of this meeting.)

Petitions.

PENDING BUSINESS ON THE CALENDAR.

- 9-a. Communication from Business Administrator Monteilh, received May 20, 1988, enclosing proposed "Ordinance to amend and supplement Title 5, 'Amusements and Amusement Businesses,' Chapter 10, 'Carnivals', of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented governing the regulation of carnivals, street fairs and street festivals within the City of Newark."
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council June 29, 1988)
A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Tucker.
- 9-b. Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Recreation Supervisor, Cultural Services and to abolish the title of Supervisor of Cultural Affairs in the Department of Health and Human Services.)"
(Recreation Supervisor,
Cultural Services (40 Hours) (1) \$28,120.23 - \$33,863.25)
(Change in title to properly classify duties of employee and abolish old title. Salary remains unchanged. Represented by Newark Council, #21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

September 7, 1988

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

9-c.

Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance approving an amendment to the Redevelopment Plan and the Feasibility of Relocation for City Tax Blocks 408, 409, 403, 404, 407, 406, 405, 209, 207, 208, 227, 228, 229, 233, 234, 235, 236, 237 and 238 in their entirety.

(Springfield Avenue, South Orange Avenue, Howard Street, Thirteenth Avenue, Wickliffe Street, Warren Street, Norfolk Street, West Market Street, Richmond Street, Thirteenth Avenue, Boston Street, South Orange Avenue, Jones Street, to Springfield Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to defer action on the ordinance was made by Councilman Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

9-d.

Communication from Business Administrator Monteilh, received July 13, 1988, enclosing proposed "Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 71, Lot(s) 1, 2, 3, 14, 21, 22, 28-34, 36 (221-231 Washington Street, 1-39 Campbell Street, 290-300 University Avenue, 68-102 Bank Street)."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the September 21, 1988 agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from July 26, 1988 to August 26, 1988:

BINGO LICENSESLICENSEELICENSE NUMBER

Immaculate Conception Church
 Parents Association of St. Lucy's School
 St. Rose of Lima Church
 St. Lucy's Roman Catholic Church
 Society of the Holy Rosary of St. Francis Xavier Church

9851 (Amended)
 9919 (Amended)
 9952
 9960
 9962

RAFFLE LICENSESLICENSEELICENSE NUMBER

St. Benedict's Preparatory School
 Queen of Angels Catholic Church
 Our Lady of Mount Carmel Church
 Church of Our Lady of Good Counsel
 Babyland Nursery, Inc.
 St. Casimir's Roman Catholic Church
 Residents for Community Action
 Newark Branch NAACP
 St. Mary's Church of the Immaculate Conception
 Our Lady of Fatima Church
 St. Columba School Parent Teachers Association
 St. Benedict's Preparatory School

9898 (Amended)
 9950
 9951
 9953
 9954
 9955
 9956
 9957
 9958
 9959
 9960
 9961

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Tucker.

The meeting adjourned at 3:35 P.M.

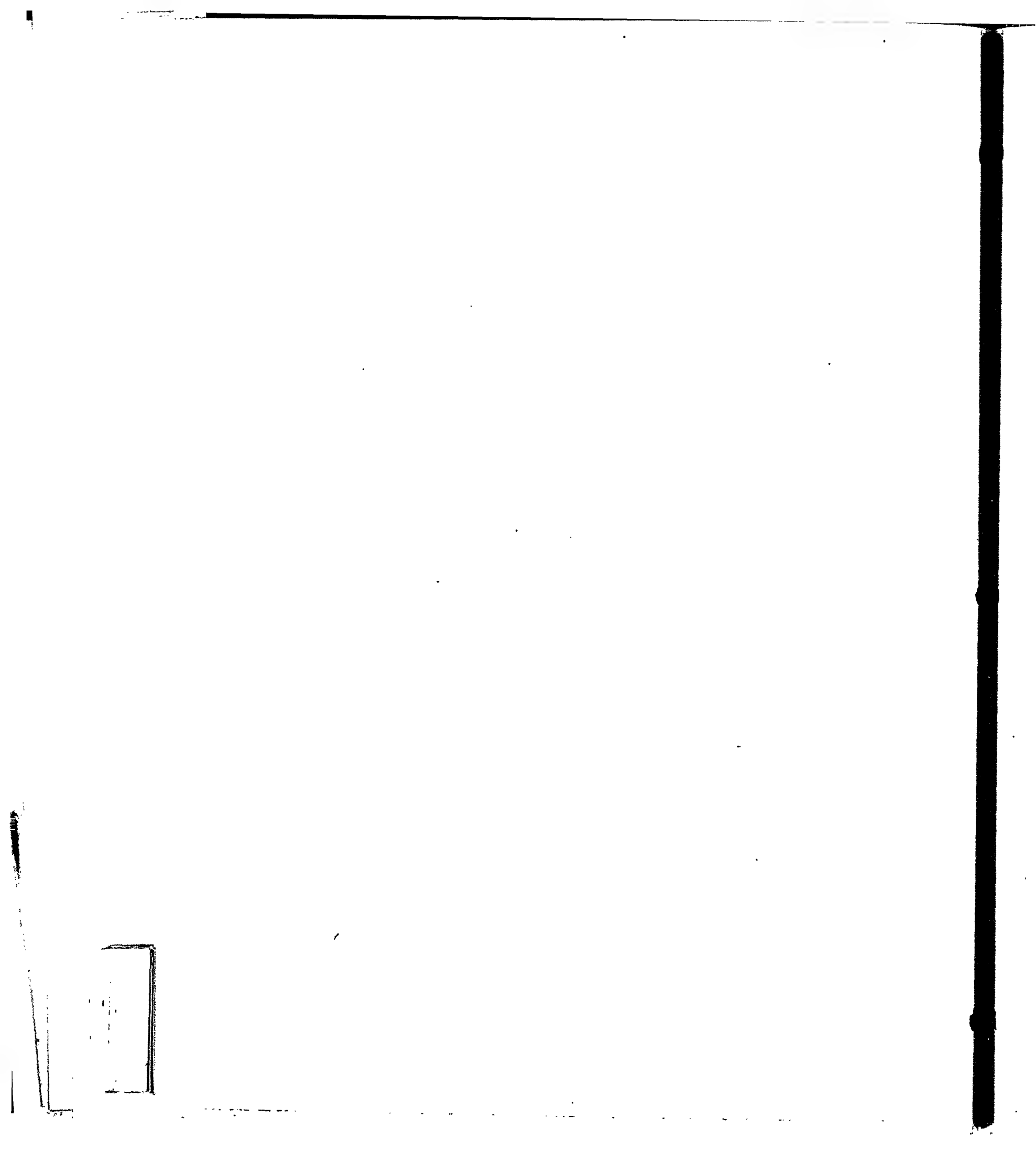
APPROVED:



Robert P. Marasco
 City Clerk



Henry Martinez
 President



Newark, New Jersey, September 13, 1988

274

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 12:46 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Branch, Carrino.

City Clerk Marasco read letter dated September 8, 1988, from Hon. Henry Martinez, President-Municipal Council, calling a special meeting of the Municipal Council for Tuesday, September 13, 1988, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, to consider the following legislation:

Tax Abatement Application and Financial Agreement to GMA Newark Urban Renewal Associates, L.P., 826-836 McCarter Highway (Block 136, Lot 63.2)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal and by posting on the designated bulletin board in the basement of City Hall."

RESOLUTIONS.

7-R-a(S) Resolution approving Tax Abatement Application and Financial Agreement for GMA Newark Urban Renewal Associates, L.P., for proposed construction of an office tower approximately 670,000 sq. ft. to be rented to various tenants located at 826-836 McCarter Highway (Block 136, Lot 63.2) granting exemption from taxation on improvements for period of 15 years from date of issuance of a Certificate of Occupancy, pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon the further condition that the entity does not file an appeal for the premises on which the project is to be located, except as the Financial Agreement permits.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne.

Councilman Tucker read the following letter from Corporation Counsel:

Newark

Department of Law

920 Broad Street,
Newark, New Jersey 07102
(201) 733-3880

Glenn A. Grant
Corporation Counsel

M E M O R A N D U M

TO: MEMBERS OF THE MUNICIPAL COUNCIL
Tax Abatement Committee

FROM: GLENN A. GRANT
Corporation Counsel

DATE: August 30, 1988

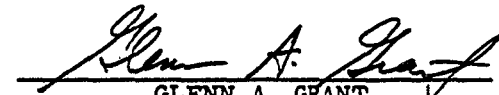
September 13, 1988

RE: TAX ABATEMENT APPLICATION FOR
GMNA NEWARK URBAN RENEWAL ASSOC.
1043-1077 RAYMOND BLVD.
(Block 136, LOT 63)

Please be advised that my office prepared the attached resolution authorizing a tax abatement for the above-referenced entity, calculating the annual service charge on 2% of the total project cost as opposed to 15% of the annual gross revenues. The applicant through NEDC has requested this method rather than the 15% formula. It is financially more advantageous to the City to use the 15% formula and has been the policy where the premises are not owner-occupied as is the situation here.

Pursuant to this policy, I have requested the entity to provide an explanation as to why the 2% formula has been requested rather than the 15% formula. The entity has submitted a financial plan, copy attached, which compares the two formula and concludes that the 15% makes the project uncompetitive.

The application is proper in all respect and requires a policy decision by the Municipal Council. Kindly advise as to your decision in this matter.


GLENN A. GRANT
Corporation Counsel

A lengthy discussion was held.

The motion to adopt the resolution and directing the City Clerk to invite principals to a future special conference to discuss a formula policy for tax abatements was declared adopted by President Martinez by the following votes:
Yes: Councilmen Grant, Harris, Payne, Rice, Villani, President Martinez.
Not Voting: Councilman Tucker.
Absent: Councilmen Branch, Carrino.

Motions.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO FORWARD ALL PERTINENT LEGISLATION TO EACH MUNICIPAL JUDGE was made by Councilman Harris, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:
Yes: Councilmen Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Carrino.

7-M-b.

A MOTION REQUESTING THAT THE LAW DEPARTMENT REVIEW RECENT TAX ABATEMENT POLICIES AND RENDER AN OPINION ON WHETHER OR NOT APPLICATIONS SUBMITTED PRIOR TO ENACTMENT OF CURRENT POLICIES SHOULD BE EXCLUDED FROM SAID POLICIES was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Carrino.


Councilman Harris suggested, through the Chair, that applicants appear privately before the tax abatement committee. He noted that this could be done with permission of the Chairman and members of the committee.

ADJOURNMENT.

- 12-a. Motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Carrino.

The meeting adjourned at 1:11 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President



A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:30 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Minister James Wilson, Greater Mount Moriah Baptist Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, Tucker, President Martinez, Deputy City Clerk Mark E. Davis, Deputy Clerk of the Municipal Council, Assistant Corporation Counsel Joan McSherry, Intergovernmental Liaison Officer Joseph Bradley, Legislative Research Officers John Nulty, Elmer Herrmann and Tom Jones, Public Relations Consultants Edna Bailey and Delores Wheat, Lieutenant Detective James Reed and Detective James Miller, Jr., Sergeant-At-Arms.

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

A motion to remove from the table Resolution 7-R-b, June 29, 1988, Resolution amending Resolution 7-R-i, June 1, 1988, designating K. Hovnanian at Newark III, Inc., Redeveloper for Site D of redevelopment project known as "University Heights Redevelopment Area" further, authorizing Mayor and Director of Development to enter into contract with K. Hovnanian at Newark III, Inc., for construction of 336 residential units and construction of approximately 100,000 square feet of commercial/retail space on Site D, Blocks 233, 234, 235 and 236 (Springfield Avenue, South Orange Avenue, Jones Street) by adding to the project area, 2-10 Jones Street, Block 238, Lot 65 and 112-114 South Orange Avenue, Block 237, Lot 1 and directing the Deputy City Clerk to place this item on the October 19, 1988 Agenda of the Municipal Council was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to consider Item 9-i at this time was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

9-i.

Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance approving an amendment to the Redevelopment Plan and the Feasibility of Relocation for City Tax Blocks 408, 409, 403, 404, 407, 406, 405, 209, 207, 208, 227, 228, 229, 233, 234, 235, 236, 237 and 238 in their entirety.

(Springfield Avenue, South Orange Avenue, Howard Street, Thirteenth Avenue, Wickliffe Street, Warren Street, Norfolk Street, West Market Street, Richmond Street, Thirteenth Avenue, Boston Street, South Orange Avenue, Jones Street, to Springfield Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to defer action on the ordinance, and directing the Deputy City Clerk to place same on the October 19, 1988 Agenda under Pending Business on the Calendar for consideration by the Municipal Council was made by Councilman

Grant, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

September 21, 1988

A motion to consider Resolutions 7-R-by, 7-R-ca, 7-R-cl (A.S.), 7-R-co (A.S.) and 7-R-bx at this time was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-by.

Resolution recognizing and commending Mr. Gregory King, former manager of the Newark Collaboration Group for his many contributions to the City of Newark.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. King.

Mr. King expressed his appreciation to the Members of the Municipal Council for this commending resolution.

7-R-ca.

Resolution recognizing and commending the Newark Education Law Center on successfully advocating on behalf of the plaintiffs in the historic Abbott v. Burke case which challenged New Jersey's funding formula as inadequate for poorer school districts as compared to wealthier school districts.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Dr. Marilyn Moorehouse.

Dr. Moorehouse thanked the Members of the Municipal Council on behalf of the Newark Education Law Center for presenting them with this honor.

7-R-cl.
(A.S.)

Resolution recognizing and commending the Newark Branch of the NAACP for its unique membership radiothon to be launched on September 24, 1988, on WNJR and proclaiming said date "Come Home to NAACP Day" within the City of Newark.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Artice Norwell and Ms. Susan McGhee.

Mr. Norwell thanked the Members of the Municipal Council, on behalf of the Newark Branch of the NAACP, for honoring them in this fashion.

September 21, 1988

7-R-co.
(A.S.) Resolution recognizing and commending Donald Malloy, a native of Newark, for his fine accomplishments as a Vocalist and for his outstanding contributions to the music industry.

A motion to adopt the resolution was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Payne, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Malloy.

Mr. Malloy thanked the Members of the Municipal Council and expressed his appreciation for this resolution.

7-R-bx. Resolution recognizing and commending the Newark Chapter of the League of Women Voters and designating the week of September 11, 1988 as "Newark League of Women Voters Registration Week".

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The Deputy City Clerk presented Report of Investments and Time Deposits Purchased for the months of April, 1988 through June, 1988, submitted by Ronald W. Jean, Finance Director.
(Copy submitted to each Member of the Council)

INVESTMENTS & PLACEMENTS
April, 1988 thru June, 1988

Sheet 1

Current Fund

April, 1988, Purchases:

Repurchase Agreement, \$ 1,950,000.00, 6.00%, dated 04-06-88, maturity, First Fidelity Bank
\$ 1,950,000.00
Newark, New Jersey

CD# 015,954
\$15,400,000.00, 6.50%, dated 04-07-88, maturity, First Fidelity Bank
safekeeping at Midlantic National
90 Park Plaza
Newark, New Jersey

Repurchase Agreement, \$ 1,400,000.00, 6.25%, dated 04-08-88, maturity, First Fidelity Bank
\$ 1,400,000.00 G.M.B.A., Var. M.T., safekeeping at First Fidelity

CD# 7-95-5340
\$ 100,000.00, 6.00%, dated 04-11-88, maturity, Carteret Savings & Loan
safekeeping at Carteret S&L
200 South Street
Fort Lee, New Jersey

CD# 151,423
\$20,000,000.00, 6.88%, dated 04-11-88, maturity, City Federal Savings & Loan
safekeeping at City Federal S&L
200 Centennial Ave.
Piscataway, New Jersey

CD# 015,889
\$15,400,000.00, 6.50%, dated 04-14-88, maturity, Midlantic National Bank
safekeeping at Midlantic National

CD# 242,936
\$21,600,000.00, 6.80%, dated 04-15-88, maturity, First Fidelity Bank
safekeeping at First Fidelity

CD# 015,927
\$16,200,000.00, 6.40%, dated 04-21-88, maturity, Midlantic National Bank
safekeeping at Midlantic National

Repurchase Agreement, \$ 600,000.00, 6.125%, dated 04-22-88, maturity, First Fidelity Bank
\$ 600,000.00 G.M.B.A., 11.5% Var. M.T., safekeeping at First Fidelity

CD# 7-05-5416
\$ 425,000.00, 7.120%, dated 04-25-88, maturity, Carteret Savings & Loan
safekeeping at Carteret S&L

Repurchase Agreement, \$ 3,450,000.00, 6.50%, dated 04-25-88, maturity, First Fidelity Bank
\$ 3,450,000.00 F.H.L.B., 9.875%, 09-25-90, safekeeping at First Fidelity

CD# 015,952
\$ 500,000.00, 7.00%, dated 04-26-88, maturity, Midlantic National Bank
safekeeping at Midlantic National

April, 1988 thru June, 1988

September 21, 1988

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Current Fund

April, 1988, Purchases, cont'd:

CD# 015,966 : \$16,000,000.00, 6.500%, dated 04-28-88, 05-05-89 maturity, Midlantic National Bank
safekeeping at Midlantic National.Repurchase Agreement, \$ 1,000,000.00, 6.350%, dated 04-29-88, 05-05-89 maturity, First Fidelity Bank
\$ 1,000,000.00 U.S.M.A., 11.5%, Var. Mat., safekeeping at First Fidelity.\$114,115,000.00 Current Fund Investments - Time Deposits Included, April, 1988.

May, 1988, Purchases:

Repurchase Agreement, \$ 1,000,000.00, 6.250%, dated 05-02-88, 05-04-89 maturity, First Fidelity Bank
\$ 1,000,000.00 U.S. Notes, 8.00%, 05-31-89, safekeeping at First Fidelity.Repurchase Agreement, \$ 700,000.00, 6.125%, dated 05-03-88, 05-04-89 maturity, First Fidelity Bank
\$ 700,000.00 C.M.M.A., 11.00%, Var. Mat., safekeeping at First Fidelity.Repurchase Agreement, \$ 73,150,000.00, 6.500%, dated 05-05-88, 05-05-89 maturity, First Fidelity Bank
\$ 73,150,000.00 C.M.M.A., Var. Mat., safekeeping at First Fidelity.Repurchase Agreement, \$ 2,300,000.00, 6.350%, dated 05-06-88, 05-16-89 maturity, First Fidelity Bank
\$ 2,300,000.00 F.H.L.B., 8.75%, 09-25-90, safekeeping at First Fidelity.Repurchase Agreement, \$ 11,215,000.00, 6.500%, dated 05-08-88, 05-10-89 maturity, First Fidelity Bank
\$ 11,215,000.00 U.S. Notes, 6.625%, 08-15-89, safekeeping at First Fidelity.CD# 016,042 : \$11,600,000.00, 7.00%, dated 05-10-88, 05-10-89 maturity, Midlantic National Bank
safekeeping at Midlantic National.CD# 051,228 : \$ 2,400,000.00, 7.000%, dated 05-11-88, 05-13-89 maturity, First Fidelity Bank
safekeeping at First Fidelity.Repurchase Agreement, \$ 2,000,000.00, 6.750%, dated 05-16-88, 05-31-89 maturity, First Fidelity Bank
\$ 2,000,000.00 C.M.M.A., Var. Mat., safekeeping at First Fidelity.CD# 151,256 : \$11,100,000.00, 7.000%, dated 05-16-88, 05-16-89 maturity, City Equitable Bank
safekeeping at City Equitable Bank.

Sheet 3

INVESTMENTS & TIME DEPOSITS PURCHASED
April, 1988 thru June, 1988

Current Fund

May, 1988, Purchases, cont'd:

Repurchase Agreement, \$ 2,200,000.00, 6.600%, dated 05-16-88, 05-18-88 maturity, First Fidelity Bank
\$ 2,200,000.00 F.H.L.B., 8.500%, 07-01-91, safekeeping at First Fidelity.

CD# 156,084 \$ 4,500,000.00, 7.050%, dated 05-18-88, 05-26-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

Repurchase Agreement, \$ 1,000,000.00, 6.600%, dated 05-19-88, 05-31-88 maturity, First Fidelity Bank
\$ 1,000,000.00 F.H.L.B., 9.95%, 10-25-91, safekeeping at First Fidelity.

CD# 150,235 \$ 1,400,000.00, 7.000%, dated 05-20-88, 05-22-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,272 \$11,100,000.00, 7.000%, dated 05-23-88, 05-31-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

Repurchase Agreement, \$ 1,750,000.00, 6.500%, dated 05-23-88, 05-24-88 maturity, First Fidelity Bank
\$ 1,750,000.00 U.S. Notes, 7.375%, 06-30-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 2,275,000.00, 6.375%, dated 05-24-88, 05-25-88 maturity, First Fidelity Bank
\$ 2,275,000.00 U.S. Notes, 6.375%, 10-31-88, safekeeping at First Fidelity.

Repurchase Agreement, \$ 680,000.00, 6.500%, dated 05-25-88, 05-31-88 maturity, First Fidelity Bank
\$ 680,000.00 U.S. Notes, 6.125%, 01-31-89, safekeeping at First Fidelity.

CD# 157,325 \$ 2,050,000.00, 7.050%, dated 05-26-88, 06-02-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,340 \$ 1,400,000.00, 7.150%, dated 05-27-88, 06-02-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

Repurchase Agreement, \$ 1,500,000.00, 6.625%, dated 05-31-88, 06-01-88 maturity, First Fidelity Bank
\$ 1,500,000.00 U.S. Notes, 6.125%, 01-31-89, safekeeping at First Fidelity.

CD# 157,395 \$11,100,000.00, 7.250%, dated 05-31-88, 06-07-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

\$106,420,000.00 Current Fund Investments & Time Deposits Purchased, May, 1988

INVESTMENTS & TIERS DEPOSITED PURCHASED
April, 1988 thru June, 1988

Current Fund

June, 1988, Purchases:

CD# 157,157 \$ 2,050,000.00, 7.300%, dated 06-02-88, 06-02-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,613 \$ 2,000,000.00, 7.400%, dated 06-02-88, 06-10-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,639 \$ 5,000,000.00, 7.220%, dated 06-06-88, 06-12-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,687 \$ 11,100,000.00, 7.200%, dated 06-02-88, 06-10-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 016,226 \$ 11,600,000.00, 7.000%, dated 06-02-88, 06-12-88 maturity, National Bank
safekeeping at National Bank.

CD# 157,738 \$ 2,550,000.00, 7.200%, dated 06-02-88, 06-16-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,777 \$ 2,400,000.00, 7.340%, dated 06-10-88, 06-12-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,789 \$ 7,400,000.00, 7.200%, dated 06-13-88, 06-20-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,418 \$ 3,300,000.00, 7.000%, dated 06-14-88, 06-21-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,446 \$ 2,000,000.00, 7.100%, dated 06-16-88, 06-27-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,474 \$ 900,000.00, 7.100%, dated 06-17-88, 06-24-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,485 \$ 14,000,000.00, 7.000%, dated 06-20-88, 06-27-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

September 21, 1988

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INVESTMENTS & TIME DEPOSITS PURCHASED
April, 1988 thru June, 1988

Current Fund	
June, 1988, Purchases, con't.:	
CD# 157,509	\$ 2,800,000.00, 6.950%, dated 06-21-88, 06-28-88 maturity, City Federal Savings & Loan safekeeping at City Federal S.L.
CD# 016,280	\$ 2,400,000.00, 7.100%, dated 06-23-88, 06-30-88 maturity, Atlantic National Bank safekeeping at Midlantic National.
CD# 157,545	\$ 900,000.00, 7.000%, dated 06-24-88, 07-01-88 maturity, City Federal Savings & Loan safekeeping at City Federal S.L.
CD# 016,289	\$ 11,500,000.00, 7.400%, dated 06-27-88, 07-05-88 maturity, Midlantic National Bank safekeeping at Midlantic National.
CD# 157,555	\$ 11,200,000.00, 7.400%, dated 06-27-88, 07-05-88 maturity, City Federal Savings & Loan safekeeping at City Federal S.L.
CD# 157,534	\$ 2,800,000.00, 7.350%, dated 06-28-88, 07-05-88 maturity, City Federal Savings & Loan safekeeping at City Federal S.L.
Repurchase Agreement, \$ 5,000,000.00, 7.125%, dated 06-28-88, 07-05-88 maturity, City Federal Savings & Loan \$ 5,000,000.00 F.N.A. Var. Mt., safekeeping at City Federal S.L.	
CD# 016,314	\$ 2,400,000.00, 7.250%, dated 06-30-88, 07-07-88 maturity, Atlantic National Bank safekeeping at Midlantic National.
CD# 158,008	\$ 1,350,000.00, 7.350%, dated 06-30-88, 07-07-88 maturity, City Federal Savings & Loan safekeeping at City Federal S.L.
	\$ <u>115,550,000.00</u>
	Current Fund Investments & Time Deposits Purchased, June, 1988

September 21, 1988

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Trust Fund

April, 1988, Purchases:

CD# 837,044 \$ 5,550,000.00, 6.780%, dated 04-04-88, 07-07-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

CD# 842,934 \$ 1,200,000.00, 7.150%, dated 04-18-88, 08-16-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

CD# 846,260 \$ 800,000.00, 7.000%, dated 04-27-88, 08-17-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

\$ 7,550,000.00 Trust Fund Investments & Time Deposits Purchased, April, 1988.

Workmen's Compensation Trust Fund

April, 1988, Purchases:

CD# 150,546 \$ 200,000.00, 6.900%, dated 04-18-88, 05-16-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

\$ 200,000.00 Workmen's Compensation Trust Fund Investments & Time Deposits Purchased, April, 1988.

May, 1988, Purchases:

CD# 156,038 \$ 600,000.00, 7.00%, dated 05-16-88, 05-24-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,260 \$ 600,000.00, 7.00%, dated 05-23-88, 05-31-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,344 \$ 600,000.00, 7.250%, dated 05-31-88, 06-02-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

\$ 1,800,000.00 Workmen's Compensation Trust Fund Investments & Time Deposits Purchased, May, 1988.

INVESTMENTS & TRUST DEFICIT PURCHASED
April, 1983 thru June, 1983

Workmen's Compensation Trust Fund

June, 1988, Purchases:

CD# 157,604 \$ 600,000.00, 7.200%, dated 06-07-88, 07-14-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,415 \$ 500,000.00, 7.050%, dated 06-14-88, 07-05-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

\$ 1,100,000.00

Workmen's Compensation Trust Investments - Time Deposits Purchased, June, 1988.

Unemployment Trust Fund

April, 1988, Purchases:

CD# 003,776 \$ 4,433,000.00, 6.500%, dated 04-04-88, 07-05-88 maturity, City National Bank
safekeeping at City National.

CD# 015,006 \$ 600,000.00, 7.000%, dated 04-14-88, 07-13-88 maturity, First National Bank
safekeeping at Midlantic National.

\$ 5,111,000.00 Unemployment Trust Investments - Time Deposits Purchased, April, 1988.

Insurance Trust Fund

April, 1988, Purchases:

CD# 037,843 \$ 4,000,000.00, 6.750%, dated 04-04-88, 07-05-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

\$ 4,000,000.00

Insurance Trust Fund Investments - Time Deposits Purchased, April, 1988.

September 21, 1988

INVESTMENTS & TIME DEPOSITS PURCHASED
April, 1988 thru June, 1988

HCDA Trust Fund

May, 1988, Purchases:

CD# 003,403 \$ 5,422,000.00, 6.750%, dated 05-16-88, 09-15-88 maturity, City National Bank
safekeeping at City National.

\$ 5,422,000.00 HCDA Trust Fund Investment & Time Deposits Purchased, May, 1988.

Inactive Grant Trust

April, 1988, Purchases:

CD# 003,377 \$ 1,273,000.00, 6.500%, dated 04-04-88, 07-06-88 maturity, City National Bank
safekeeping at City National.

\$ 1,273,000.00 Inactive Grant Trust Investment & Time Deposits Purchased, April, 1988.

Port Authority Community Development Trust

April, 1988, Purchases:

CD# 002,063 \$ 2,675,000.00, 7.000%, dated 04-18-88, 07-18-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.\$ 2,675,000.00 Port Authority Community Development Trust Investments &
Time Deposits Purchased, April, 1988.

September 21, 1988

INVESTMENTS & TIME DEPOSITS PURCHASED
April, 1988 thru June, 1988

Water Utility

April, 1988, Purchases:

Repurchase Agreement, \$ 500,000.00, 6.000%, dated 04-06-88, 04-07-88 maturity, First Fidelity Bank,
\$ 500,000.00 safekeeping at First Fidelity.

CD# 015,953, \$ 4,000,000.00, 6.500%, dated 04-07-88, 04-14-88 maturity, Midlantic National Bank
safekeeping at Midlantic National.

CD# 940,252, \$ 9,200,000.00, 7.000%, dated 04-07-88, 04-07-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

CD# 015,990, \$ 4,000,000.00, 6.500%, dated 04-14-88, 04-21-88 maturity, Midlantic National Bank
safekeeping at Midlantic National.

CD# 942,933, \$ 525,000.00, 7.150%, dated 04-18-88, 04-16-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

CD# 015,926, \$ 250,000.00, 6.400%, dated 04-21-88, 04-02-89 maturity, Midlantic National Bank
safekeeping at Midlantic National.

Repurchase Agreement, \$ 300,000.00, 6.125%, dated 04-22-88, 04-25-88 maturity, First Fidelity Bank
\$ 300,000.00 G.N.N.A., 11.5%, Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 450,000.00, 6.250%, dated 04-25-88, 04-22-89 maturity, First Fidelity Bank
\$ 450,000.00 G.N.N.A., Var. Mat., safekeeping at First Fidelity.

CD# 015,953, \$ 275,000.00, 7.000%, dated 04-26-88, 04-24-88 maturity, Midlantic National Bank
safekeeping at Midlantic National.

Repurchase Agreement, \$ 650,000.00, 6.250%, dated 04-27-88, 04-02-89 maturity, First Fidelity Bank
\$ 650,000.00 G.N.N.A., Var. Mat., safekeeping at First Fidelity.

Repurchase Agreement, \$ 500,000.00, 6.350%, dated 04-29-88, 04-02-89 maturity, First Fidelity Bank
\$ 500,000.00 G.N.N.A., 11.5%, Var. Mat., safekeeping at First Fidelity.

\$21,150,000.00 dated Utility Investment. The above is owned, held, etc.

Water Utility

May, 1988, Purchases:

Repurchase Agreement, \$ 1,300,000.00, 6.375%, dated 05-02-88, 05-02-88 maturity, First Fidelity Bank
\$ 1,300,000.00 U.S. Notes, 2%, 05-31-89, safekeeping at First Fidelity.

CD# 015,997 \$ 250,000.00, 7.000%, dated 05-02-88, 05-02-88 maturity, Middle Atlantic National Bank
safekeeping at Middle Atlantic National.

Repurchase Agreement, \$ 400,000.00, 6.250%, dated 05-06-88, 05-06-88 maturity, First Fidelity Bank
\$ 400,000.00 U.S. Notes, 6.625%, 08-15-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 1,600,000.00, 6.500%, dated 05-09-88, 05-09-88 maturity, First Fidelity Bank
\$ 1,600,000.00 U.S. Notes, 6.625%, 08-15-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 400,000.00, 6.400%, dated 05-10-88, 05-10-88 maturity, First Fidelity Bank
\$ 400,000.00 G.N.M.A., 7.5%, 12-01-84, safekeeping at First Fidelity.

Repurchase Agreement, \$ 500,000.00, 6.500%, dated 05-12-88, 05-12-88 maturity, First Fidelity Bank
\$ 500,000.00 FILMC, 9.5%, 07-01-01, safekeeping at First Fidelity.

CD# 952,997 \$ 5,500,000.00, 7.200%, dated 05-16-88, 05-16-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

Repurchase Agreement, \$ 500,000.00, 6.600%, dated 05-16-88, 05-16-88 maturity, First Fidelity Bank
\$ 500,000.00 F.N.M.A., 7.5%, 12-01-84, safekeeping at First Fidelity.

Repurchase Agreement, \$ 650,000.00, 6.375%, dated 05-19-88, 05-19-88 maturity, First Fidelity Bank
\$ 650,000.00 G.N.M.A., 7.5%, 12-01-84, safekeeping at First Fidelity.

Repurchase Agreement, \$ 1,005,000.00, 6.500%, dated 05-23-88, 05-23-88 maturity, First Fidelity Bank
\$ 1,005,000.00 U.S. Notes, 7.375%, 06-30-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 1,150,000.00, 6.375%, dated 05-24-88, 05-24-88 maturity, First Fidelity Bank
\$ 1,150,000.00 U.S. Notes, 6.375%, 10-31-88, safekeeping at First Fidelity.

September 21, 1988

Sheet 11

INVESTMENTS & TIME DEPOSITS PURCHASED April, 1988 thru June, 1988

Water Utility

May, 1988, Purchases, con't.:

Repurchase Agreement, \$ 1,150,000.00, 6.500%, dated 05-25-88, 05-31-88 maturity, First Fidelity Bank
\$ 1,150,000.00 U.S. Notes, 8.125%, 01-31-89, safekeeping at First Fidelity.

Repurchase Agreement, \$ 550,000.00, 6.375%, dated 05-27-88, 05-31-88 maturity, First Fidelity Bank
\$ 550,000.00 G.M.A., Var. Rate, safekeeping at First Fidelity.

CD# 157,306 \$ 900,000.00, 7.250%, dated 05-31-88, 05-02-89 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

Repurchase Agreement, \$ 700,000.00, 6.700%, dated 05-31-88, 05-02-89 maturity, First Fidelity Bank
\$ 700,000.00 U.S. Notes, 6.125%, 01-31-89, safekeeping at First Fidelity.

\$16,635,000.00 Water Utility Investments & Time Deposits Purchased, May, 1988.

June, 1988, Purchases:

Repurchase Agreement, \$ 850,000.00, 6.800%, dated 06-01-88, 06-03-88 maturity, First Fidelity Bank
\$ 850,000.00 U.S. Notes, 8%, 05-31-89, safekeeping at First Fidelity.

CD# 157,615 \$ 1,550,000.00, 7.400%, dated 06-30-88, 06-10-89 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,695 \$ 800,000.00, 7.200%, dated 06-07-88, 06-14-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,741 \$ 500,000.00, 7.200%, dated 06-09-88, 06-16-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,776 \$ 2,500,000.00, 7.340%, dated 06-10-88, 06-17-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,414 \$ 900,000.00, 7.000%, dated 06-14-88, 06-21-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 155,624 \$ 1,600,000.00, 7.340%, dated 06-15-88, 06-22-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

INVESTMENTS & PURCHASES PURCHASED
April, 1988 thru June, 1988

Water Utility

June, 1988, Purchases, cont.:

CD# 157,447, \$ 500,000.00, 7.100%, dated 06-16-88, maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,473 \$ 2,500,000.00, 7.100%, dated 06-17-88, maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,508 \$ 900,000.00, 6.950%, dated 06-21-88, maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 016,279 \$ 1,300,000.00, 7.100%, dated 06-22-88, maturity, Midlantic National Bank
safekeeping at Midlantic National.

CD# 157,544 \$ 2,500,000.00, 7.000%, dated 06-24-88, maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,536 \$ 900,000.00, 7.350%, dated 06-29-88, maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 016,315 \$ 1,900,000.00, 7.250%, dated 06-30-88, maturity, Midlantic National Bank
safekeeping at Midlantic National.

Water Utility Investments & Purchases, June, 1988.

\$10,310,000.00

September 21, 1988

April 1, 1988

INVESTMENTS IN U.S. GOVERNMENT SECURITIES
April, 1988 thru June, 1988

Water Capital

April, 1988, Purchases:

CD# 839,249 \$10,000.00, 7.000%, dated 04-07-88, 04-07-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

CD# 839,247 \$6,344,000.00, 6.850%, dated 04-07-88, 04-07-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

CD# 842,935 \$1,700,000.00, 6.800%, dated 04-18-88, 04-20-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

\$19,044,000.00

Water Capital Investment, Time Deposit, purchased, April, 1988.

May, 1988, Purchases:

Repurchase Agreement, \$1,000,000.00, 6.500%, dated 05-20-88, 05-20-88 maturity, First Fidelity Bank
\$1,000,000.00 U.S. Treas. B.T., 05-31-88, safekeeping at First Fidelity.

CD# 156,920 \$900,000.00, 7.000%, dated 05-16-88, 05-22-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

CD# 157,261 \$900,000.00, 7.000%, dated 05-22-88, 05-21-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

\$2,800,000.00

Water Capital Investments & Time Deposits, purchased, May, 1988.

June, 1988, Purchases:

CD# 157,483 \$3,700,000.00, 7.200%, dated 06-20-88, 06-06-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.

\$3,700,000.00

Water Capital Investments & Time Deposits, purchased, June, 1988.

September 21, 1988

INVESTMENTS & TIME DEPOSITS - PURCHASED
April, 1988 thru June, 1988

Capital

April, 1988, Purchases:

CD# 015,875 \$ 9,000,000.00, 6.850%, dated 04-13-88, 02-12-88 maturity, Midlantic National Bank
safekeeping at Midlantic National.CD# 013,176 \$ 7,400,000.00, 6.800%, dated 04-18-88, 06-20-88 maturity, First Fidelity Bank
safekeeping at First Fidelity.

\$16,400,000.00 Capital Fund Investments & Time Deposits Purchased, April, 1988.

May, 1988, Purchases:

CD# 016,001 \$ 900,000.00, 6.550%, dated 05-03-88, 05-12-88 maturity, Midlantic National Bank
safekeeping at Midlantic National.CD# 016,092 \$ 500,000.00, 6.700%, dated 05-17-88, 05-31-88 maturity, Midlantic National Bank
safekeeping at Midlantic National.CD# 016,164 \$ 500,000.00, 7.000%, dated 05-31-88, 06-10-88 maturity, Midlantic National Bank
safekeeping at Midlantic National.

\$1,900,000.00 Capital Fund Investments & Time Deposits Purchased, May, 1988.

June, 1988, Purchases:

CD# 016,245 \$ 500,000.00, 7.000%, dated 06-14-88, 06-21-88 maturity, Midlantic National Bank
safekeeping at Midlantic National.CD# 016,265 \$ 7,400,000.00, 7.500%, dated 06-20-88, 09-10-88 maturity, Midlantic National Bank
safekeeping at Midlantic National.CD# 157,424 \$ 2,000,000.00, 7.200%, dated 06-20-88, 07-05-88 maturity, City Federal Savings & Loan
safekeeping at City Federal S&L.CD# 016,271 \$ 500,000.00, 7.000%, dated 06-21-88, 06-28-88 maturity, Midlantic National Bank
safekeeping at Midlantic National.

\$10,400,000.00 Capital Fund Investments & Time Deposits Purchased, June, 1988.

\$181,559,000.00 Grant Total Investments & Time Deposits Purchased April thru June, 1988.

September 21, 1988

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Payne.

/ 4-b.

The Deputy City Clerk presented 1987 Annual Report of Departments of Land Use Control.

A motion that the 1987 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Payne.

/ 4-c.

The Deputy City Clerk presented 1987 Annual Report of Department of Health and Human Services.

A motion that the 1987 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Payne.

/ 4-d.

The Deputy City Clerk presented Copy of Minutes of Meeting of Second River Joint Meeting, held June 6, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Payne.

/ 4-e.

The Deputy City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held August 18, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Payne.

/ 4-f.

The Deputy City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held August 25, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Payne.

/ 4-g.

The Deputy City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commisison, Wanaque-South, held August 25, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Payne.

September 21, 1988

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

- 6-F-a. The Deputy City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.
 (Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

- 6-F-b. The Deputy City Clerk read An ordinance to amend and supplement Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Article 28, Newark Landmarks and Historic District Commission, Section 18, et seq., of the Revised Ordinances of the City of Newark, New Jersey, (1966) as amended and supplemented (By conforming R.O. 2:2-138, et seq., to the requirements of P.L. 1985, Ch. 516).
 (Amendment necessitated due to recent amendments in Municipal Land Use Law wherein State Legislature established procedures and methodologies for establishment of a historic preservation commission and ways of identifying historic buildings.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

- 6-F-c. The Deputy City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Delancy Street as a through street.
 (Delancy Street: From Avenue P to Stockton Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

September 21, 1988

6-F-d.

The Deputy City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor", (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create the titles of Comptroller and Assistant Comptroller and abolish the titles of Municipal Comptroller and Assistant Municipal Comptroller in the Department of Finance).

(Comptroller (1) \$42,932.89 - \$52,082.43

Assistant Comptroller (2) 37,462.50 - 45,219.13
(37½ hours)

Assistant Comptroller 27,049.65 - 32,562.01
(35 hours))

(Creating and abolishing titles in Department of Finance to comply with New Jersey Department of Personnel Title Standardization Program. No salary change. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-e.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An Ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986, as amended and supplemented. (To abolish the titles of Legal Analyst and Legal Analyst, Office of Real Property in the Department of Development)

(Abolishing titles in Department of Development which are no longer in use)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-f.

The Deputy City Clerk read An ordinance amending Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Section 40.4, Minority Business Enterprises (MBE) and Women's Business Enterprises (WBE) Set Aside Program, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By establishing rules and procedures for Minority Business Enterprises and Women's Business Enterprise Set Aside Program)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-g.

The Deputy City Clerk read **An ordinance authorizing the execution of a lease between the City of Newark, owner, and the Superior Court of New Jersey, Essex County Vicinage, tenant, for approximately 540 square feet of the premises commonly known as 31 Green Street for the sum of \$495. per month for a one-year period (\$5,940 annually) with a two-year option to renew.**

(To more efficiently establish bail and to identify less serious cases entering the judicial system.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-h.

The Deputy City Clerk read **An ordinance amending Title 2 of Administration, Chapter 2, Office of the Mayor and Agencies of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.**

(By re-establishing the Mayor's Commission on Youth)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-i.

The Deputy City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Meeker Avenue.**

(Meeker Avenue: North side, beginning 258 feet east of the easterly curbline of Elizabeth Avenue extending 381 feet easterly therefrom.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-j.

The Deputy City Clerk read An ordinance providing for the vacation of Frontage Road, as laid out on the Tax Map of the City of Newark, extending from the easterly line of Lot 158 on Block 5088 to its westerly terminus, a total distance of 2,140.91 feet.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-k.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Senior Timekeeper in the Department of Engineering).

(Senior Timekeeper (1) \$14,885.49 - \$17,777.87
(35 hours))

(Creating title of Senior Timekeeper in Department of Engineering Water/Sewer Utility. Funding provided in the 1988 Budget. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-l.

The Deputy City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, and amendments thereto, (To create the title of Senior Data Control Clerk in the Office of the Mayor).

(Senior Data Control Clerk (1) \$15,557.75 - \$18,272.57
(35 hours))

(Creation of Title as a result of reorganization of the Office of Affirmative Action. Charge will result in lost savings. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

September 21, 1988

6-F-m.

The Deputy City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Supervising Sanitation Inspector in the Department of Engineering).

(Supervising Sanitation Inspector (2) \$20,112.86 - \$23,991.61
(40 hours))

(Creating title to insure proper supervision over Sanitation Inspectors.

Represented by Local 2297, A.F.S.C.M.E. (Inspectors).)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-n.

The Deputy City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the titles of Principal Cashier/Tax Searcher and Principal Cashier, Typing in the Department of Finance).

(Principal Cashier/Tax Searcher (2) \$15,557.75 - \$18,272.57
(35 hours))

Principal Cashier, Typing (1) \$15,557.75 - \$18,272.57
(35 hours))

(Creation of titles to properly classify duties and responsibilities of employees presently serving in title of Cashier. Cashier title is a common title. Salary remains the same. Represented by Newark Council 21, Civil Service Association).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-o.

The Deputy City Clerk read An ordinance to amend an ordinance entitled, "An Ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To abolish the title of Assistant Superintendent of Buildings and Superintendent of Buildings in the Department of Engineering)

(Abolishing titles in Department of Engineering which are no longer approved by New Jersey Department of Personnel)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-p.

The Deputy City Clerk read An ordinance to amend and supplement Title 2, Administration, Chapter 2, Office of the Mayor and Agencies of the City of Newark, New Jersey, 1966, as amended and supplemented (To establish a Commercial Strip Business Advisory Council).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-q.

The Deputy City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Laboratory Technician, Water Analysis in the Department of Engineering).

(Laboratory Technician, (2) \$15,557.75 - \$18,272.57
Water Analysis
(40 hours))

(Title change due to reclassification by New Jersey Department of Personnel. Annual fiscal impact approximately \$2,300. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-r. The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977, as amended and supplemented. (To create the title of Food Service Worker/Receptionist and abolishing the title of Receptionist, Food Service Worker in the Municipal Council).
(Food Service Worker/Receptionist
(35 Hours) 1 \$25,825.82 - \$25,825.82) (Title change in compliance with New Jersey Department of Personnel Title Standardization Program. No salary change. Represented by Newark Council 21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-s. The Deputy City Clerk read An ordinance to amend an ordinance entitled "Title 13A, Administration and Regulation of Solid Waste, Chapter 4, Collection and Disposal, Paragraph (a) of Section 7, Removal by City or its agents, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented." (By requiring city employees and designated agents to clean up refuse spilled during their collection efforts).
(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-t. The Deputy City Clerk read An ordinance to amend an ordinance entitled "Title 15, Housing, Chapter 9B, Rent Control, Rent Control Board, Section 9(a), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented." (By deleting the restriction of two successive terms).
(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-u.

The Deputy City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Avenue A, as a through street.

(Avenue A, from Emmet Street to Poinier Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-v.

The Deputy City Clerk read An ordinance amending Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing, Generally, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding a new section authorizing the impoundment of vehicles with outstanding traffic warrants).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-w.

The Deputy City Clerk read An ordinance creating position titles in the Department of Health and Human Services (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the title of Superintendent of Recreation in the Department of Health and Human Services).

(Superintendent of Recreation	9/20/86	\$34,278.57 - \$41,665.84
	1/1/87	35,678.57 - 43,065.84
	1/1/88	37,462.50 - 45,219.13).

(Reinstatement of title pursuant to Court decision)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-x.

The Deputy City Clerk read An ordinance to amend and supplement Title 5, "Amusements and Amusement Businesses," Chapter 10, "Carnivals", of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented governing the regulation of carnivals, street fairs and street festivals within the City of Newark.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council June 29, 1988)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

6-F-y.

The Deputy City Clerk read An ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 71, Lot(s) 1, 2, 3, 14, 21, 22, 28-34, 36 (221-231 Washington Street, 1-39 Campbell Street, 290-300 University Avenue, 68-102 Bank Street).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

A motion to consider Item 8-j (A.S.), on Ordinances on first Reading was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-z.

(A.S.)

The Deputy City Clerk read An ordinance approving the City of Newark conveying a quit-claim deed to the Newark Board of Education for any and all rights and interest that the City of Newark may have to property more specifically identified in the attached Exhibit A, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).

(Warren Street School, Block 403, Lot 23)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1988.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

/ 6-Ph, S & F-a.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Chief Sanitary Inspector and to abolish the title of Chief Sanitary Inspector, Environmental Sanitation in the Department of Health and Human Services.)

(Change in title to properly classify duties of employee and abolish old title. Salary remains unchanged. Represented by Local 2299, A.F.S.C.M.E. (Inspectors))

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following title :

POSITION

Chief Sanitary Inspector (1) 1/1/88 \$26,448.94-\$32,149.75
1205 (40 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Chief Sanitary Inspector,
Environmental Sanitation
1208 (40 Hrs.)

SECTION 3. The hereinabove position title shall become effective June 13, 1988.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor, for his approval or disapproval.

6-Ph, S & F-b.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting to Lawrence and Barbara Aungst and Donald Brown and their assigns a Right-of-Way through City of Newark lands in West Milford Township for the sole purpose of ingress and egress to Block 517, Lot 11 upon payment of five thousand (\$5,000.) dollars; (New Tax Assessment Map, Block 14402, Lot 2) said city lands being Block 517, Lot 9, New Block 14402, Lot 1.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. City of Newark, hereinafter Grantor, shall grant and convey unto Lawrence & Barbara Aungst, and Donald Brown, purchaser, hereinafter Grantee, a right of way in perpetuity not to exceed twenty (20') feet wide for ingress and egress.

2. The land which the right of way will burden is not currently needed for public use by the City of Newark although the terms of the right of way agreement provide for such use in the future.

3. Grantee hereby agrees to indemnify and save harmless the Grantor, its officers, agents, employees and servants, from any claims whatsoever, arising from or in any way connected with the use of this agreement.

4. The Grantee shall pay to the Newark Watershed Conservation and Development Corporation, the designated agent of the City of Newark, the sum of Five Thousand (\$5,000.00) Dollars.

5. The Executive Director of the Newark Watershed Conservation and Development Corporation is authorized to execute the Right of Way Agreement on behalf of the City of Newark.

6. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 21, 1988

6-Ph, S & F-c.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Van Buren Street and Clover Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Van Buren Street and Clover Street

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "Ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 and amendments thereto, (To create the title of Senior Receptionist in the Department of Administration)

(Creating title in Department of Administration to enable transfer of person with permanent status in Office of Mayor to Administration. Represented by Newark Council 21, Civil Service Association. No salary change.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 (g) of an ordinance entitled, "An Ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 and amendments thereto, be amended by creating the following title:

(g) DEPARTMENT OF ADMINISTRATION

POSITION

Senior Receptionist 1 \$14,885.49-\$17,777.87
3552 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To abolish the title of Legal Analyst in the Department of Land Use Control).

(Abolishing title of Legal Analyst in Department of Land Use Control which is no longer in use.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to abolish the following title:

POSITION

Legal Analyst
2272

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-f.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To abolish the title of Legal Analyst in the Department of Health and Human Services).
(Abolishing title of Legal Analyst in Department of Health and Human Services which is no longer used.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to abolish the following title:

POSITION

Legal Analyst
2272 (35 hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-g.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor" (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Legal Analyst in the Department of Finance).

(Creating title of Legal Analyst in Department of Finance to more properly classify duties of employee currently serving under title of Systems Analyst. Fiscal impact approximately \$3,000. Represented by Newark Council 21, Civil Service Association, Systems Analyst is common title and therefore cannot be abolished.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented thereto, be and the same is hereby amended to create the following title:

POSITION

Legal Analyst	1	\$31,081.35-\$37,462.50
2272 (35 hrs.)		

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/6-Ph, S & F-h.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor" (6-S & F-g) adopted May 4, 1977 as amended and supplemented (To create the title of Legal Assistant, part time in the Department of Law).

(Creating title of Legal Assistant, part time in Department of Law necessary to handle the numerous complaints being filed in Municipal Courts. Funding provided in 1988 budget. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefore," (6S&Fg) adopted May 4, 1977 as amended and supplemented be amended to create the following title:

POSITION

Legal Assistant,	1	\$23,000.00
Part Time		
(20 Hrs.) A103		

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 21, 1988

/ 6-Ph, S & F-i.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of General Supervisor, Laboring and to abolish the title of Superintendent, Lot Clean-Up in the Department of Development).

(Creating new title and abolishing old title to properly classify duties of employee. No salary change. Title represented by Local 2297, A.F.S.C.M.E. (Supervisors)).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Development" (6S&FZ) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

General Supervisor, Laboring 1 \$20,878.97-\$25,391.38
6635 (40 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Superintendent, Lot Clean-Up
A507 (40 Hrs.)

SECTION 3. The hereinabove position title shall become effective June 27, 1988.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title; Definitions, Section 1, Short Title; Definitions, Paragraph (c), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding the definition of Go-Go establishments).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1, Title 27, Zoning, Chapter 1, Citation and Construction of Title; Definitions, Section 1, Short Title; Construction of Title; Definitions, Paragraph (c) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby amended as follows.

27:1-1 Short Title; Construction of Title; Definitions.

(c) Definitions. Whenever the following terms, words or phrases are used in this title, they shall have the meaning and scope herein given:

Generally. Words used in the present tense include the future; the singular number includes the plural and the plural includes the singular. The word "lot" includes the word "plot"; the word "building" includes the word "structure"; the word "zone" includes the word "district"; the word "occupied" includes the words "designed or intended to be occupied" and the word "used" includes the words "arranged, designed or intended to be used."

Go-Go establishment means any establishment which permits persons to perform dancing or other similar entertainment in a lewd, licentious or lascivious manner, with less than completely and opaquely covered human genitals, pubic region, buttocks and/or female breasts below a point immediately above the top of the areola, or human male genitals in a discernibly turgid state even if completely or opaquely covered, for the benefit of its patrons.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 10, Finance and Taxation, Chapter 4, Fiscal Policy of Council of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by adding thereto a new chapter providing for 25% set aside program with respect to all debt obligations or lease-purchase obligations and establishing criteria for qualifications for purchasers of obligations.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 10, Finance and Taxation Chapter 4, Fiscal Policy of Council, of the revised ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby amended and supplemented by adding thereto three new sections 2, 3, and 4 providing for 25 percent set aside program with respect to all debt obligations or lease-purchase obligations and establishing criteria for qualifications for purchasers of obligations

10:4-2 Affirmative Action Policy on Capital Program

It is the policy of the City of Newark that minority business enterprises ("MBE") and women's business enterprises ("WBE") shall have the maximum opportunity to participate in the performance of City contracts. The City's affirmative action goal seeks to achieve a minimum of 25 percent participation by MBE/WBE Firms in the management group or underwriting syndicate. Bidders are requested to make a good-faith effort to meet this goal by either joint venturing with MBE/WBE firms or including such firms in their management group or underwriting syndicate. For such purpose a MBE/WBE firm is a firm (i) that is at least 51 percent owned by one or more minority persons or women or, in the case of any firm whose stock is publicly held, at least 51 percent of the stock is owned by one or more minority persons or women and (ii) whose management and daily business operations are controlled by one or more minority persons or women.

In order to be eligible as a minority business, a business must be a sole proprietorship, partnership or corporation at least 51 percent of which is owned and controlled by persons who are minorities as defined in accordance with 2:2-40.3 et. seq. of the revised ordinances of the City of Newark, 1966, as amended and supplemented.

In order to be eligible as a female business, a business must be a sole proprietorship, partnership or corporation at least 51 percent of which is owned and controlled by women.

The Director of Finance shall establish procedures to insure that the management group and or underwriting syndicate comply with this policy including the submission of an application, a disclosure certificate, and an affidavit attesting that the firm is 51 percent owned and controlled by one or more minority persons or women.

September 21, 1988

10:4-3 Set-Aside Program For Minority Business Enterprises

It is the goal of the City of Newark that minority business enterprises ("MBE") shall be provided with an opportunity to bid for a minimum of 25 percent of the City's aggregate debt obligations or lease-purchase obligations. The MBE may bid as a single underwriter or as an underwriting syndicate. For such purpose a MBE is a firm (i) that is at least 51 percent owned by one or more minority persons or, in the case of any firm whose stock is publicly held, at least 51 percent of the stock is owned by one or more minority persons and (ii) whose management and daily business operations are controlled by one or more minority persons.

In order to be eligible as a minority business, a business must be a sole proprietorship, partnership, or corporation at least 51 percent of which is owned and controlled by minorities as defined in accordance with P.L. 1985 C. 482.

The Director of Finance shall establish procedures to insure that the underwriting firm and or underwriting syndicate comply with this policy including the submission of an application, a disclosure certificate, and an affidavit attesting that the firm is 51 percent owned and controlled by one or more minority persons.

10:4.4 Reporting

The Director of Finance shall submit an annual report to the Municipal Council by January 31 of each year describing the City's effort in attaining the affirmative action goals and the set-aside goals and the percentage of the dollar value of debt obligation underwritten by MBE and WBE.

Section 2. Any Ordinance or parts thereof which is inconsistent with the provision herein shall be repealed.

Section 3. The provisions of this ordinance are declared to be severable and if any section, sentence, clause, or phrase of this ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses and phrases of this ordinance but they shall remain in effect.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Members of the Municipal Council requesting clarification on set aside programs.

Councilman Tucker noted this ordinance would require minority investment firms to be utilized for the sale of Municipal Bonds.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 21, 1988

6-Ph, S & F-1.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the titles of Deputy Municipal Emergency Management Coordinator and Line Worker Helper, Fire in the Department of Fire).

(Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. One title in Management Class and other represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6S&FL) adopted May 4, 1977, as amended and supplemented be amended to create the following titles:

<u>POSITION</u>	No.	Effective	Salary
Deputy Municipal Emergency Management Coordinator 5077	1	1/1/88	\$35,320.90-\$42,932.89
Line Worker Helper 7051		1/1/88	\$14,781.90-\$17,349.37

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles and title codes:

POSITION

Deputy Director, Emergency Management
A322

Lineman Helper, Fire
2307

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-m.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey" (6-S & F-bf) adopted November 22, 1966. (To create the titles of Line Worker and Supervising Line Worker and to abolish the titles of Lineman and Lineman, Foreman in the Department of Fire). DOO 3/16/88 (Title changes and abolish old titles in accordance with Title Standardization Program of New Jersey Department of Personnel. No salary change. Represented by Firemen's Mutual Benevolent Association Local No. 4 and I.A.F.F. Professional Fire Officers Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey," (6S&Fbf) adopted November 22, 1966 and amendments thereto, be and the same is hereby amended to create the following titles:

<u>POSITION</u>	No.		
Line Worker 7052	11	1/1/88	\$25,500.00-\$31,728.32
Supervising Line Worker 7055	2	1/1/88	\$29,913.94-\$31,054.46-\$32,189.02

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles and title codes:

<u>POSITION</u>
Lineman 2304
Lineman, Foreman 2301

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 21, 1988

6-Ph, S & F-n.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To create the title of Community Relations Specialist, Part-Time.)
(Creating part-time position in Office of the Mayor. Fiscal Impact \$15,000. Since position is part time, not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6S&FC) adopted May 4, 1977, as amended and supplemented, be amended to create the following title:

(a) OFFICE OF THE MAYOR AND AGENCIES

POSITION

Community Relations Specialist, Part-Time
1306 (20 Hrs.) (1) 1/1/88 \$15,000.00-\$15,000.00

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance; further, directing the Deputy City Clerk to invite Mayor James to meet with the Council at their pre-meeting conference October 4, 1988 was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

September 21, 1988

6-Ph, S & F-o.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, Section 17, Obscene or Indecent Representations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (Requiring the concealment of obscene materials from minors).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the State of New Jersey has authorized municipalities to enact ordinances making it a petty offense for a retailer to display or permit to be displayed at his business premises any obscene material as defined in N.J.S. 2C:34-3 (obscenity for persons under 18), at a height of less than 5 feet or without a blinder or other covering placed or printed on the front of the material displayed by enacting P.L. Chapter 17, 1988; and

WHEREAS, the Municipal Council of the City of Newark desires to exercise the authority so conferred:

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, Section 17, Obscene or Indecent Representations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby further amended to read in its entirety as follows:

17:2-17. Obscene or indecent representations.

(A). "Retailer", as used in this ordinance, means any person who operates a store, newsstand, booth, concession or similar business with unimpeded access for persons under 18 years old, who is in the business of making sales of periodicals or other publications at retail containing pictures, drawings and photographs.

(B). "Obscene Material For Persons Under 18 Years of Age" means any description, narrative account, display, or depiction of a specified anatomical area, or specified sexual activity contained in, or consisting of, a picture or other representation, publication, sound recording, live performance or film, which by means of posing, composition, format or animated sensual details, emits sensuality with sufficient impact to concentrate prurient interest on the area or activity.

(C). "Specified Anatomical Area" means:

(1). Less than completely and opaquely covered human genitals, pubic region, buttock or female breasts below a point immediately above the top of the areola; or

(2). Human male genitals in a discernibly turgid state, even if covered.

(D). "Specified Sexual Activity" means:

(1). Human genitals in a state of sexual stimulation or arousal; or

(2). any act of human masturbation, sexual intercourse or deviate sexual intercourse; or

(3). fondling or other erotic touching of covered or uncovered human genitals, pubic region, buttock or female breasts.

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(E). "Knowingly" means:

(1). Having knowledge of the character and content of the material described herein; or

(2). Having failed to exercise reasonable inspection which would disclose its character and content.

(F). It shall be a petty disorderly persons offense for a retailer to knowingly display or permit to be displayed at this business premises any obscene material, as defined herein, at a height of less than 5 feet or without a blinder or other covering placed or printed on the front of the material displayed.

(G). Public display of the obscene material, as defined herein, shall constitute presumptive evidence that the retailer knowingly made or permitted the display.

(H). Any violation of this ordinance shall constitute a petty disorderly persons offense and shall be punishable by one or more of the following penalties; a fine not exceeding \$1,000. or imprisonment for a term not exceeding 30 days, or a period of community service not exceeding 30 days for the violation thereof.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 23, Traffic and Parking, Chapter 4, Limiting Use of Streets to Certain Vehicles, Section 2, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By extending the time periods one-half hour in the morning and one-half hour in the evening that certain sections of Broad Street will be used as an exclusive bus lane).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 23, traffic and parking, Chapter 4, limiting use of streets to certain vehicles, Section 2, of the revised ordinances of the City of Newark, 1966, as amended and supplemented, be and is hereby amended in its entirety to read as follows:

23:4-2. Exclusive bus lane along Broad Street.

(a) Between the hours of 6:30-9:30 a.m. and 4:00-6:30 p.m., Monday through Friday the curb lanes beginning at Pennington Street continuing in a northerly direction to Orange Street and from 315 feet south of the southerly curb line of Bridge Street continuing in a southerly direction to Lincoln Park are hereby designated for bus usage only. No other vehicle may enter, stand or park in these lanes during these time periods, except as hereinafter provided.

(b) The above provision, however, does not preclude other vehicles from entering the curb lanes for the sole purpose of making right hand turns. No vehicle other than a bus may traverse an intersection while in that lane. In addition, the above provision does not preclude taxicabs from entering the curb lanes for the sole purpose of picking up or discharging passengers.

(c) This ordinance will not effect any other parking restrictions in effect on Broad Street between Lincoln Park and State Street.

Section 2. This Ordinance shall be forwarded to the Commissioner of Transportation for her approval.

Section 3. This Ordinance shall take effect upon final passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance creating Section 3, Title 23, Traffic and Parking, Chapter 4, Limiting Use of Streets to Certain Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To designate certain Sections of Market Street during certain hours as an exclusive bus lane).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 23, traffic and parking, Chapter 4, limiting use of streets to certain vehicles, of the revised ordinances of the City of Newark, 1966, as amended and supplemented, be and is hereby amended and supplemented by adding thereto a new Section 3 to read in its entirety as follows:

23:4-3. Exclusive bus lane along Market Street.

(a) Between the hours of 6:30-9:30 a.m. and 4:00-6:30 p.m., Monday through Friday, the curb lanes both the east and west sides of Market Street, between University Avenue and Mulberry Street, are hereby designated for bus only. No other vehicle may enter, stand or park in these lanes during these time periods, except as hereinafter provided.

(b) The above provision, however, does not preclude other vehicles from entering the curb lanes for the sole purpose of making right hand turns. No vehicle other than a bus may traverse an intersection while in that lane. In addition, the above provision does not preclude taxicabs from entering the curb lanes for the sole purpose of picking up or discharging passengers.

(c) This Ordinance will not effect any other parking restrictions in effect on Market Street between Mulberry Street and University Avenue.

Section 2. This ordinance shall be forwarded to the Commissioner of Transportation for her approval.

Section 3. This ordinance shall take effect upon final passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-r.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance creating Section 4 of Title 23, Traffic and Parking, Chapter 4, Limiting Use of Streets to Certain Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. By creating a penalty provision for violation of the exclusion bus lanes).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 23, traffic and parking, Chapter 4, limiting use of streets to certain vehicles, of the revised ordinances of the City of Newark, 1966, as amended and supplemented be and is hereby amended and supplemented by adding a new Section 4, to read in its entirety as follows:

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23:4-4. Penalties.

(a) Unless another penalty is expressly provided by New Jersey statute, any person who violates either Section 2 or Section 3 of this Chapter shall, upon conviction thereof, be punished by a fine of \$20.00.

(b) In addition to the penalty imposed by Section 4(a), whenever any member of the Newark Police Department finds vehicle upon Broad Street or Market Street in the City and;

- (1) Such vehicle is parked in violation Sections 23:4-2 or 23:4-3 of these Revised Ordinances; or
- (2) Such member has reasonable grounds to believe that such vehicle has been abandoned as defined in N.J.S.A. 39:4-56.5;

Then such member may move or secure the removal of such vehicle to such garage or place as may be designated by the Director of Police as a garage or place for the impounding of such vehicles and such vehicle shall be there retained and impounded until the person owning such vehicle shall pay the reasonable cost of such taking and removal together with the normal storage charge. Immediately after a vehicle is so removed, the Chief of Police or such member acting for him shall notify the registered and legal owner in writing, by personal service

or by registered mail at the last known address of the owner of the removal of such vehicle and the reason for the same and the location of the vehicle. After the vehicle has been in the possession of the police department for 30 days, and the owner is unknown and cannot be found or refuses to receive such vehicle, the director may proceed to sell such vehicle on accordance with the provisions of the laws of the State.

Section 2. This Ordinance shall be forwarded to the Commissioner of Transportation for her approval.

Section 3. This Ordinance will not effect any other parking restrictions in effect on Market Street between Mulberry Street and University Avenue or on Broad Street between Lincoln Park and State Street.

Section 4. This Ordinance shall take effect upon final passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 21, 1988

6-Ph, S & F-s.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-6, Stopping or Standing Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Broad Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-6, Stopping or Standing Prohibited at Certain Times, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Broad Street:
From Lombard Street to State Street,
East side, from 6:30 a.m. to 9:30 a.m. and 4:00 p.m. to 6:30 p.m.

Broad Street:
From Washington Place to State Street,
West side, from 6:30 a.m. to 9:30 a.m. and 4:00 p.m. to 6:30 p.m.

Section 2. Any vehicle in violation of this Ordinance will be towed away.

Section 3. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-t.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Deputy City Clerk and establishing salaries therefor," (6-S & F-e) adopted May 4, 1977, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor," (6S&F-e) adopted May 4, 1977, as amended and supplemented be amended to create titles as follows to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Word Processing Operator (5487)	\$17,777.86	\$20,558.18
Management Specialist (2390) (37½ Hours)	\$34,113.29	\$41,148.19

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor which are inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-u.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. This ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Offices of the Municipal Council and Deputy City Clerk and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented (To adjust the salary range for Aide to Council President and Executive Secretary).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled "An ordinance creating position in the Offices of the Municipal Council and City Clerk and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 as amended and supplemented be amended to adjust the salary range as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Aide to Council President 0237 (35 Hours) (1)	\$35,453.25	\$35,453.25

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Executive Secretary
to Councilman
A127 (35 Hours) (9)

\$34,302.35

\$34,302.33

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the amendment to the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the amendment and adopt the ordinance, as amended, on second reading and final passage was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

No: Councilman Rice.

President Martinez: The yeses are eight and the noes are one. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-v.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend and supplement Title 2, Administration, Chapter 7, Department of Finance, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By establishing a Division of Tax Abatement and Special Tax).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Monteilh, Corporation Counsel Grant and Director of Finance Jean met with the Council June 29, 1988)

A motion to adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-w.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, and Section 23:5-5, Parking Limited to Two Hours, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising parking regulations on Bank Street and University Avenue.

(Deleting

Bank Street, south side, from University Avenue to Halsey Street.

University Avenue, east side, from Warren Street to Branford Place.

(Adding

Bank Street, south side, from Halsey Street, to Washington Street.

University Avenue, east side, from Market Street to Branford Place.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance, awaiting approval of Department of Transportation, Division of Traffic Engineering, was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

HEARINGS OF CITIZENS.

/ 6-HC-a.

MS. ROBERTA SINGLETARY, 45 14TH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to rampant crime conditions in the 14th Avenue area of Newark.

A lengthy discussion was held by the Members of the Municipal Council.

President Martinez directed the Deputy City Clerk to forward verbatim transcript of remarks made by Ms. Singletary to Mayor James, Police Director Coleman, Director of Land Use Control McLucas and Manager of Code Enforcement and Inspection Monroe; further, directing the Deputy City Clerk to invite Mayor James, Essex County Sheriff Thomas J. D'Alessio, Hon. Essex County Assignment Judge Hon. John A. Marzulli, Essex County Prosecutor Herbert H. Tate, Jr., Superintendent, Division of State Police Colonel Clinton L. Pagano, Sr., Police Director Coleman, Director of Land Use Control McLucas, Newark Housing Authority Representatives, Newark Board of Education Representatives and Ms. Roberta Singletary to meet with the Council at a future special conference to discuss the crime and drug situation in the 14th Avenue area of the City of Newark.

/ 6-HC-b.

MS. FRANCES DUDLEY, 13 BEDFORD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to vacant lots with overgrown weeds housing rodents.

/ 6-HC-c.

MS. NETTIE SMITH, 11 BEDFORD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the drug and crime problems in her neighborhood. The speaker noted there are many abandoned vehicles in her neighborhood.

September 21, 1988

/ 6-HC-d.

MS. FATISHA McCANT GUNDY, 18 OAKLAND TERRACE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to renaming Badger Avenue to "Gundy Brothers Plaza" in honor of her grandfather.

Councilman Payne informed the speaker that a Council committee has been established to investigate renaming of certain streets in the City.

/ 6-HC-e.

MR. ANDREW AUSTIN, 432 SOUTH 12TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the illegal storage of solid waste by Arace Brothers Corp. located at 422 South 12th Street. The speaker pleaded for solutions to this matter.

A lengthy discussion was held by the Members of the Municipal Council.

President Martinez directed the Deputy City Clerk to forward verbatim transcript of remarks made by Mr. Austin to Corporation Counsel Grant requesting he bring them up to date on the status of this suit at the present time in order for a decision to be made as to what steps should be taken.

/ 6-HC-f.

MS. THEODOCIA MORSE, 174 KEER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to an Office of Early Education within the Office of the Mayor.

President Martinez directed the Deputy City Clerk forward verbatim transcript of remarks made by Ms. Morse to Mayor James for his information and any action deemed necessary.

/ 6-HC-g.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council questioning the function of the Real Estate Commission. The speaker further inquired what the Division of Tax Abatement and Special Tax duties were.

Councilman Carrino advised the speaker the City of Newark does not have a Real Estate Commission.

Councilman Tucker explained the ordinance in detail.

/ 6-HC-h.

MS. NETTIE M. CONYERS, 188 SOUTH SIXTH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to an abandoned house located at 186 South Sixth Street adjacent to her home which was in imminent danger.

President Martinez directed the Deputy City Clerk to forward verbatim transcript of remarks made by Ms. Conyers to Mayor James, Business Administrator Monteilh, Corporation Counsel Grant, Director of Land Use Control McLucas and Manager of Property Clearance Robinson requesting immediate inspection and expeditious demolition.

/ 6-HC-i.

MR. WILBURT KORNEGAY, 838 SOUTH 15TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council requesting installation of traffic signal at the intersection of Thirteenth Street and Madison Avenue.

Councilman Payne explained to the speaker the procedure for getting traffic signals installed within the City of Newark.

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

7-R-a.

Resolution declaring an emergency exists as to an "Ordinance to amend and supplement Title 2, Administration, Chapter 7, Department of Finance, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by establishing a Division of Tax Abatement and Special Taxes)", Ordinance 6-S & F-v, being finally adopted September 21, 1988 and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-b.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Youth Development Clinic, Inc., for the provision of health care services, for period July 1, 1988 to June 30, 1989, in amount of \$45,000., funds provided in 1988 Budget of Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" under the provision of Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-c.

Resolution amending Resolution 7-R-n, June 29, 1988, contract with International Youth Organization, for Basic Skills Remediation Models for Summer Youth Employment and Training Program (SYETP), Number PY 87-36-01-8, for total sum of \$40,000.; by changing the number of participants from 30 to 40 participants; all other provisions shall remain unchanged; no additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-d.

Resolution ratifying and authorizing Mayor and Director of Development to enter into and execute contract with Housing Authority of the City of Newark, for period July 1, 1987 to June 30, 1989, for purpose of site improvement to construct 376 units of Scattered Site Housing, to expend balance of grant in amount of \$365,334.12, (Original grant in amount of \$3,442,810, Resolution 7-R-cw (A.S.) July 8, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-e. Resolution ratifying and authorizing Business Administrator to enter into contract with Suburban Restoration Co., Inc., 5-10 Banta Place, Fair Lawn, New Jersey, 07410, lowest responsible bidder, to Provide Removal and Disposal of Asbestos in the Division of Motors, for period September 1, 1988 to September 21, 1988, in amount not to exceed \$85,000.; encumbered from 1988 Budget of Division of Sanitation.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-f. Resolution ratifying and authorizing Business Administrator to enter into contract with United Community Corp., 31 Fulton Street, Newark, New Jersey, 07102 only responsible bidder, to Provide Emergency Shelter and Food for the Homeless, for period September 1, 1988 to August 31, 1989, in amount not to exceed \$100,000.; encumbered from 1988 Budget of Department of Health and Human Services.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-g. Resolution ratifying and authorizing Business Administrator to enter into contract with Valbona Construction Co., 301 Main Street, Orange, New Jersey, 07050, lowest responsible bid received, to Provide Painting of Various Municipal Buildings, for period August 15, 1988 to July 31, 1989, in amount not to exceed \$150,000.; \$25,000. encumbered from 1988 Budget of Division of Public Buildings; any additional 1988-89 expenditures are contingent upon and subject to appropriation and certification of such funds in each year.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-h. Resolution authorizing Director of Engineering to accept all revenues generated by Municipal Recycling Program within the City of Newark and deposit said revenues into Municipal Tonnage Grant Account, for purpose of expanding all municipal recycling programs.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-i. Resolution authorizing Mayor and Director of Engineering to execute Agreement with Consolidated Rail Corporation, Suite 420, 510 Thornall Street, Edison, New Jersey, 08837, for acquisition of land for grade crossing and extension of Delancy Street, for total sum of \$25,000., \$2,500. has been paid, leaving balance of \$22,500.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

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7-R-j.

Resolution authorizing Director of Engineering to execute contract with Professional Planning and Engineering, 60 East Hanover Avenue, Morris Plains, New Jersey, 07950, for design services for Renovations to Douglas-Harrison Park, located between Somerset and Barclay Streets in Newark, for total sum of \$19,200.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$3,000.; funds provided in 1988 budget. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the Deputy City Clerk to invite Business Administrator Monteilh, Engineering Director Zach, Mr. Arthur Wilson, President of New Community Corporation and Mr. William Goode, representatives to meet with the Council at their pre-meeting conference October 4, 1988, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-k.

Resolution authorizing Director of Engineering to execute contract with Ebasco Services, Inc., 160 Chubb Avenue, Lyndhurst, New Jersey, 07071, for Professional Services for Hydrologic Analysis for Rehabilitation of Clinton Reservoir Dam and appurtenances, for fee not to exceed \$21,825.; funds provided in 1988 operating budget, Division of Water/Sewer Utility. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-1(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-l.

Resolution authorizing Mayor and Director of Engineering to execute contract with Hazen and Sawyer-Clinton Bogert Associates, 2125 Center Avenue, Fort Lee, New Jersey, 07024, for Professional Services for preparation of a Risk Management Program at Pequannock Filtration Plant for fee not to exceed \$20,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-1(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the Deputy City Clerk to invite Director of Engineering Zach and representatives of Hazen and Sawyer-Clinton Bogert Associates to meet with the Council at its pre-meeting conference October 4, 1988, was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-m.

Resolution authorizing Director of Engineering to execute contract with Killam Associates, 27 Bleeker Street, Millburn, New Jersey, 07041, for Professional Services for preparation of a Risk Management Program at Valley Road Treatment Plant, for fee not to exceed \$20,000.; funds provided in 1988 budget, Division of Water/Sewer Utility. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-1(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the Deputy City Clerk to invite Director of Engineering Zach and representatives of Killam Associates to meet with the Council at its pre-meeting conference October 4, 1988, was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

September 21, 1988

7-R-n.

Resolution authorizing Director of Engineering to execute Contract 88-14A, Reconstruction of Rotunda Pool, with Austin Heele Co., Inc., 886-B2 Pompton Avenue, Cedar Grove, New Jersey, 07009, lowest responsible bid, for total sum of \$1,057,000.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$8,400.; funds provided in 1988 capital budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution; further, directing the Deputy City Clerk to communicate with Director of Engineering Zach requesting complete report on the construction of Rotunda Pool including status of said project, anticipated completion date and all pertinent facts was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-o.

Resolution authorizing Director of Engineering to execute Change Order with Custodis-Cottrell, P.O. Box 371101M, Pittsburg, Pennsylvania, 15251, for total sum of \$103,442., which includes all labor, material and equipment necessary for said work; funds provided in 1988 Capital Budget. (7-R-o, September 3, 1986, Contract 86-10, Construction of Water Treatment Facilities, \$41,585.530.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the Deputy City Clerk to invite Director of Engineering Zach and representatives of Custodis-Cottrell to meet with the Council at its pre-meeting conference October 4, 1988, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

No: Councilman Rice.

At a later time in the meeting, after Resolution 7-R-s, Councilmen Payne and Tucker requested their votes be changed from the affirmative to the negative.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.
No: Councilmen Payne, Rice, Tucker.

7-R-p.

Resolution confirming action taken by Director of Engineering to secure services of Pressure Concrete and Grouting Co., lowest responsible proposal submitted; pursuant to N.J.S.A. 40A:11-6; further authorizing Mayor and Director of Engineering to execute contract with Pressure Concrete and Grouting Co., Inc., One Fourth Street, South Orange, New Jersey, 07079, for emergency repair of brick sewer located at Market Street east of McCarter Highway, in sum of \$60,250.; funds provided in 1988 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the Deputy City Clerk to invite Director of Engineering Zach to meet with the Council at their pre-meeting conference October 4, 1988, was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

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Resolution confirming action taken by Director of Engineering to secure services of United Gunit and Construction Co., Inc., lowest responsible proposal; pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with United Gunit and Construction Co., Inc., 102 Welland Avenue, Irvington, New Jersey, 07111, for Emergency Reconstruction of approximately 1,100 lf of the Brick Sewer located on Fifteenth Avenue between Hunterdon Street and Littleton Avenue, for total sum of \$251,375.50; funds provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-r.

Resolution authorizing Director of Engineering to reimburse Conrail for their labor, labor overhead and fringe benefit additive, and material installed in amount of \$11,446.55., for installation of 24 inch release sewer on Doremus Avenue.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-s.

Resolution amending Resolution 7-R-a, December 22, 1987, contract with Pitney, Hardin, Kipp and Szuch, representing City of Newark before Board of Public Utilities on exorbitant rates charged at solid waste transfer stations, located at 100 Avenue A and 442 Frelinghuysen Avenue, legal and other professional fees shall not exceed \$50,000; by changing amount for payment of additional legal fees to \$105,342.19.; further changing Paragraph 3 from \$50,000. to \$300,000. for legal and other professional fees, all other terms and conditions remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the Deputy City Clerk to invite Mayor James and Corporation Counsel Grant to meet with the Council at their pre-meeting conference October 4, 1988, was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-t.

Resolution amending Resolution 7-R-e, April 20, 1988, contract with Young Men's and Young Women's Christian Association/Emergency Residential Program (YM-YWCA/ERP) for provision of Emergency Shelter Services to the homeless population of the City of Newark, for period April 1, 1988 through March 31, 1989, total amount of contract is \$17,937; by amending Paragraph 4 to read, by changing amount of contract from \$17,937. to \$29,644., all other provisions of contract remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-u. Resolution amending Resolution 7-R-j, April 20, 1988, contract with Catholic Community Services/St. Rocco's Annex, for provision of Emergency Shelter Services to the homeless population of the City of Newark, for period April 1, 1988 through March 31, 1989, total amount of contract is \$62,445., by amending Paragraph 4 to read, by changing amount of contract from \$62,445. to \$121,098., all other provisions of this contract remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-v. Resolution amending Resolution 7-R-m, May 18, 1988, contract with State Department of Health, \$4,972. for period February 1, 1988 to April 30, 1988, to cover cost for salary and benefits for one position of Supervisor of Medical Records for approximately 61 days (Blind HIV Seroprevalence Study), does not require expenditure of municipal funds, by increasing total funds from New Jersey State Department of Health to \$17,672. and changing period to July 18, 1988 to December 31, 1988 for 1 Supervising Medical Records Clerk.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-w. Resolution amending Resolution 7-R-o, July 13, 1988, contract with New Hope Skills Center, Inc., for period July 1, 1988 to June 30, 1989, for Construction Workers Training Program, Number PY-88-09-01; total amount of contract shall not exceed \$87,750. for 45 participants; by changing beginning and ending dates of cycles I, II, and III; all other provisions of contract remain unchanged.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-x. Resolution authorizing Director of Finance to issue check in amount of \$9,000., payable to Sylvia Robinson and Weitzman and Rich, her attorneys, 50 Union Avenue, Irvington, New Jersey, 07111, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking damages as result of injuries allegedly sustained as result of dangerous condition on City owned property.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-y. Resolution authorizing Director of Finance to cancel \$9,399.45 outstanding water/sewer charges, interest and penalties which the City of Newark has foreclosed pursuant to In Rem foreclosure as under noted accounts. (142 Elizabeth Avenue, 28 Elizabeth Avenue, 43 Halleck Street, 80 First Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-z.

Resolution authorizing City Treasurer to issue a check in the amount of \$1,162.80 payable to T A J Realty Co., PO Box 1370, Newark, New Jersey, 07103, account number 10-493-0050-00, Block 2858, Lot 012, sum of \$1,162.80 customer overpaid water/sewer charges on June 20, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-ba.

Resolution authorizing Director of Finance to cancel \$13,036.47 outstanding water/sewer charges, interest and penalties which the City of Newark has foreclosed pursuant to In Rem foreclosure as under noted accounts. (85 Norwood Street, 476 S. 14th Street, 56 Tillinghast Street, 155 Clinton Place, 161 Clinton Place, 296 Renner Avenue, 588 Fifth Street, 735 Highland Avenue, 32 High Street, 59 Webster Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-bb.

Resolution authorizing Tax Assessor to remove assessment for 12 months of 1988 tax year, on property 404-406 Chestnut Street, Block 991, Lot 6, Qual. CA5; further, authorizing Tax Collector to cancel \$5,870.76 taxes due from January 1, 1988 to December 31, 1988; pursuant to N.J.S.A. 40:55C-40, et seq., granting tax abatement to residential condominium projects upon the condition that the owner resides in such property.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-bc.

Resolution authorizing Tax Assessor to remove assessment for 12 months of 1988 tax year, on property 404-406 Chestnut Street, Block 991, Lot 6, Qual. CA1; further, authorizing Tax Collector to cancel \$5,003.16 taxes due from January 1, 1988 to December 31, 1988; pursuant to N.J.S.A. 40:55C-40, et seq., granting tax abatement to residential condominium projects upon the condition that the owner resides in such property.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-bd.

Resolution authorizing Tax Assessor to remove assessment for 7 months of 1988 tax year, on property 404-406 Chestnut Street, Block 991, Lot 6, Qual. CA28; further, authorizing Tax Collector to cancel \$3,044.69 taxes due from June 1, 1988 to December 31, 1988; pursuant to N.J.S.A. 40:55C-40, et seq., granting tax abatement to residential condominium projects upon the condition that the owner resides in such property.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

September 21, 1988

7-R-be. Resolution authorizing Tax Assessor to remove assessment for 7 months of 1988 tax year, on property 404-406 Chestnut Street, Block 991, Lot 6, Qual. CA32; further, authorizing Tax Collector to cancel \$3,171.22 taxes due from June 1, 1988 to December 31, 1988; pursuant to N.J.S.A. 40:55C-40, et seq., granting tax abatement to residential condominium projects upon the condition that the owner resides in such property.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-bf. Resolution authorizing Tax Assessor to remove assessment for 12 months of 1988 tax year, on property 404-406 Chestnut Street, Block 991, Lot 6, Qual. CA39; further, authorizing Tax Collector to cancel \$2,791.65 taxes due from January 1, 1988 to December 31, 1988; pursuant to N.J.S.A. 40:55C-40, et seq., granting tax abatement to residential condominium projects upon the condition that the owner resides in such property.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-bg. Resolution designating reserved parking area for handicapped motorists on Aldine Street, west side, beginning 199 feet north of the northerly curblane of Keer Avenue and extending 25 feet northerly therefrom; pursuant to N.J.S.A. 39-4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-bh. Resolution designating reserved parking area for handicapped motorists on Jefferson Street, west side, beginning 116 feet south of the southerly curblane of Lafayette Street and extending 24 feet southerly therefrom; pursuant to N.J.S.A. 39-4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-bi. Resolution designating intersection of Dickerson Street and Hudson Street as a stop intersection and installing stop signs on Hudson Street; pursuant to N.J.S.A. 39-4-140.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

September 21, 1988

7-R-bj.

Resolution designating intersection of Dickerson Street and Jay Street as a stop intersection and installing stop signs on Jay Street; pursuant to N.J.S.A. 39-4-140.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-bk.

Resolution approving Tax Abatement Application and Financial Agreement for Adams Urban Renewal Associates for approval of plan for proposed construction of one story light industrial building for project located at 273-287 Sherman Avenue, Newark, New Jersey, Block 2760, Lot 90; for period of fifteen years from date of issuance of Certificate of Occupancy, pursuant to N.J.S.A. 40:55C-65 and only so long as entity is subject to and complies with said Financial Agreement and the said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that entity does not file petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-bl.

Resolution approving Tax Abatement Application and Financial Agreement for Josloff Industries Urban Renewal Corporation for proposed construction of a 10,000 square foot industrial building at 149-165 Meeker Avenue (Block 3537, Lot 6) granting exemption from taxation on improvements for period of 15 years from date of issuance of a Certificate of Occupancy, pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation Law of 1961, as amended and supplemented, and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution on condition that the entity complies with the policies of the Office of Affirmative Action; further, the entity shall pay all outstanding taxes and all outstanding water and sewer charges on the property within 20 days of the date of the adoption of this resolution; further, the entity shall also satisfy all outstanding liens on the property within said 20 days, was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

A motion to adopt the resolution, as amended, was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

7-R-bm.

Resolution approving Tax Abatement Application and Financial Agreement for Gladstone Gardens Urban Renewal Corporation for proposed construction of two single-family attached units consisting of two-story wood frame buildings located at 29-31 Dassing Avenue (Block 4003, Lots 30 and 31) granting exemption from taxation on improvements for period of 30 years from date of issuance of Certificate of Occupancy, pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by making the percentage consistent with the new formula for residential condominiums; further, the entity shall pay all outstanding taxes and all outstanding water and sewer charges on the property within 20 days of the date of the adoption of this resolution; further, the entity shall also satisfy all outstanding liens on the property within said 20 days, was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

A motion to adopt the resolution, as amended, was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

7-R-bh.

Resolution approving Tax Abatement Application and Financial Agreement for Madison Manor Urban Renewal Corporation, for proposed construction of four one family units at 920-926 South 19th Street (Block 3017; Lots 36, 38, 39) granting exemption from taxation on improvements for period of 30 years from date of issuance of Certificate of Occupancy, pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by making the percentage consistent with the new formula for residential condominiums; further, the entity shall pay all outstanding taxes and all outstanding water and sewer charges on the property within 20 days of the date of the adoption of this resolution; further, the entity shall also satisfy all outstanding liens on the property within said 20 days, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

3387-R-bo.

Resolution approving Tax Abatement Application and Financial Agreement for Columbia Park Urban Renewal Corporation for proposed construction of two single-family attached units consisting of two-story wood frame buildings located at 28-30 Columbia Avenue (Block 4031, Lots 18 and 19) granting exemption from taxation on improvements for period of 30 years from date of issuance of Certificate of Occupancy, pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by making the percentage consistent with the new formula for residential condominiums; further, the entity shall pay all outstanding taxes and all outstanding water and sewer charges on the property within 20 days of the date of the adoption of this resolution; further, the entity shall also satisfy all outstanding liens on the property within said 20 days, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

7-R-bp.

Resolution declaring an emergency exists as to an "Ordinance amending Title 23, Traffic and Parking, Chapter 4, Limiting Use of Streets to Certain Vehicles, Section 2, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By extending the time periods one-half hour in the morning and one-half hour in the evening that certain sections of Broad Street will be used as an exclusive bus lane)," Ordinance 6-Ph, S & F-p, being finally adopted September 21, 1988, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bq.

Resolution declaring an emergency exists as to an "Ordinance creating Section 4 of Title 23, Traffic and Parking, Chapter 4, Limiting Use of Streets to Certain Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (by creating a penalty provision for violation of the exclusion bus lanes)," Ordinance 6-Ph, S & F-r, being finally adopted September 21, 1988, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-br.

Resolution declaring an emergency exists as to an "Ordinance creating Section 3 of Title 23, Traffic and Parking, Chapter 4, Limiting Use of Streets to Certain Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (to designate certain sections of Market Street during certain hours as an exclusive bus lane)," Ordinance 6-Ph, S & F-q, being finally adopted September 21, 1988, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bs.

Resolution declaring an emergency exists as to an "Ordinance amending Section 23:5-6, Stopping or Standing Prohibited at Certain Times of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (by adding thereto Broad Street)," Ordinance 6-Ph, S & F-s, being finally adopted September 21, 1988, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bt.

Resolution recognizing and commending the Reverend John J. Kulaga, a native of Newark, New Jersey, on the grand occasion of his retirement after 48 marvelous years of priesthood and twenty years as Pastor of St. Casimir's Church in Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bu.

Resolution recognizing and commending Ms. Patricia Hospodar, a music teacher at the Myrtle Avenue Elementary School in Irvington, New Jersey, on the joyous occasion of being selected as "Essex County and Irvington, New Jersey Teacher of the Year."

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bv.

Resolution amending "Resolution 7-R-bh, adopted November 16, 1987, redesignating bus stop locations throughout City of Newark and installing bus stop signs throughout City of Newark pursuant to N.J.S.A. 39:4-197," (by deleting therefrom along Broad Street northbound on the easterly side thereof at Green Street).

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bw. Resolution recognizing and commending Ms. Lillette Jenkins, an accomplished musician and actress, on the occasion of her visit to the Newark Public Library on September 18, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bx. Resolution recognizing and commending the Newark Chapter of the League of Women Voters and designating the week of September 11, 1988 as "Newark League of Women Voters Registration Week".

(For action on this resolution, see page 3 in the minutes of this meeting)

- 7-R-by. Resolution recognizing and commending Mr. Gregory King, former manager of the Newark Collaboration Group for his many contributions to the City of Newark.

(For action on this resolution, see page 2 in the minutes of this meeting)

- 7-R-bz. Resolution recognizing and commending Mrs. Kitty V. Taylor, former Director of the United Community Corporation Senior Citizens Department, on the occasion of a farewell tribute held in her honor at Hilton Gateway on September 27, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-ca. Resolution recognizing and commending the Newark Education Law Center on successfully advocating on behalf of the plaintiffs in the historic Abbott v. Burke case which challenged New Jersey's funding formula as inadequate for poorer school districts as compared to wealthier school districts.

(For action on this resolution, see page 2 in the minutes of this meeting)

- 7-R-cb. Resolution expressing profound sorrow and regret at the passing of Mrs. Minnie Hawks.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cc
(A.S.) Resolution authorizing Director of Engineering to execute and enter into contract with Survsat Corp. in association with ADR Geodetic Services, for purpose of performing photogrammetric mapping control and relating map information to surface of earth, for total amount of \$85,000.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project in net amount not to exceed additional \$8,400., for period of one year. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the Deputy City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference October 4, 1988, was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

September 21, 1988

**7-R-cd.
(A.S.)** Resolution recognizing and commending the establishment in the City of Newark of the first ever Nigerian Independence Day Parade to be celebrated in the United States of America, and further, declaring October 2, 1988, as Nigerian Independence Day in Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-ce.
(A.S.)** Resolution recognizing and commending H. E. Robert Gabriel Mugabe, President of the Republic of Zimbabwe, on the illustrious occasion of his visit to the City of Newark, and further, for his winning the Second Annual Africa Prize for Leadership for the Sustainable End of Hunger.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cf.
(A.S.)** Resolution welcoming Members from the Zimbabwe Delegation to the Newark Area on Thursday, September 15, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cg.
(A.S.)** Resolution recognizing and commending the organizing of the Fourth Annual Newark Festival of People joyfully celebrated on October 1, 1988, and further, declaring the aforesaid date as "Newark Festival of People Day" in the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-ch.
(A.S.)** Resolution recognizing and commending Mr. and Mrs. Albert Sisto on the occasion of their 40th Wedding Anniversary.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-ci.
(A.S.)** Resolution recognizing and commending the Reverend Oliver Brown, Pastor of Roseville United Presbyterian Church, for his many years of faithful service to the church and its congregation.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cj.
(A.S.)** Resolution recognizing and commending Ms. Marilyn Garmoney for her outstanding contributions to the Phillips Metropolitan C.M.E. Church.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ck.
(A.S.)

Resolution recognizing and commending Ms. Emily R. Hall for her outstanding contributions to the Phillips Metropolitan C.M.E. Church.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cl.
(A.S.)

Resolution recognizing and commending the Newark Branch of the NAACP for its unique membership radiothon to be launched on September 24, 1988, on WNJR and proclaiming said date "Come Home to NAACP Day" within the City of Newark.

(For action on this resolution, see page 2 in the minutes of this meeting)

7-R-cm.
(A.S.)

Resolution declaring the week of September 18-24, 1988, as "National Adult Day Care Center Week" within the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cn.
(A.S.)

Resolution recognizing and commending Newark Police Officers Wayne Fuller and Efrain Velazquez for their exemplary display of courage and valor in an incident which occurred on Thursday, September 15, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-co.
(A.S.)

Resolution recognizing and commending Donald Malloy, a native of Newark, for his fine accomplishments as a Vocalist and for his outstanding contributions to the music industry.

(For action on this resolution, see page 3 in the minutes of this meeting)

7-R-cp.
(A.S.)

Resolution authorizing Mayor and Police Director to enter into contract with NJ Transit to receive and expend grant funds in amount of \$150,000., for operation of Exclusive Bus Lane program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cq.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Bus Lane Program, sum of \$150,000.; item available from New Jersey Transit Bus Operations, Incorporation.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

September 21, 1988

7-R-cr.
(A.S.) Resolution urging residents of the City of Newark to contribute non-perishable goods, clothing and furniture to those persons living in Jamaica, Texas, Cayman Islands and other surrounding areas which suffered severe losses brought about by Hurricane Gilbert.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cs.
(A.S.) Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, New Jersey Enterprise Zone Authority, for continuation of 28 uniformed police officers, sum of \$1,200,581.; item available from New Jersey Enterprise Zone Authority.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ct.
(A.S.) Resolution designating Mayor and Police Director as authorized representatives regarding aspects of grant award from New Jersey Enterprise Zone Authority in amount of \$1,200,581., to be matched by amount of \$299,789., from Municipal Budget, totalling \$1,500,370. for 34 police officer salaries, for period July 1, 1988 to June 30, 1989.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cu.
(A.S.) Resolution authorizing Mayor and Director of Engineering to execute Contract 87-04R, with Perrello, Inc., 166 Summer Street, Orange, New Jersey 07050, lowest responsible bidder, for Wilson Avenue Flood Relief Project, in amount of \$24,930.60, funds provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cv.
(A.S.) Resolution establishing formula to be used by Tax Abatement Committee to review tax abatement applications; (annual service charge to be paid to City on percentage of purchase or sales price for all residential condominium units; 1.5% for units priced under \$50,000., 2% for units priced from \$50,001. to \$100,000., 2.5% for units priced from \$100,001. to \$200,000., 3% for units priced over \$200,001.)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cw.
(A.S.)

Resolution authorizing Director of Finance to issue check in amount of \$12,000. payable to Lydia Maldonado, 50-A Cutler Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Mrs. Maldonado entered into settlement with City, on her claim of Employment Discrimination (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cx.
(A.S.)

Resolution strongly urging Senate President John Russo to post Senate Bills S-1010, S-1022, S-1034, S-1039, S-1045; further, requesting full Senate support for the aforementioned legislation.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO COMPILE AND FORWARD ALL PAST ORDINANCES SINCE THE LAST CODEFICATION TO THE INDIVIDUAL JUDGES OF THE NEWARK MUNICIPAL COURTS was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-b.

A MOTION REQUESTING THAT THE LAW DEPARTMENT PREPARE APPROPRIATE LEGISLATION INDICATING THAT THE MUNICIPAL COUNCIL WILL NOT ENTERTAIN TAX ABATEMENT APPLICATION REQUESTS FOR INDUSTRIAL WAREHOUSE PROJECTS AS OF SEPTEMBER 21, 1988 was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-c.

A MOTION REQUESTING THE MAYOR OF THE CITY OF NEWARK TO ESTABLISH AN ADOLESCENT PREGNANCY PREVENTION COMMISSION IN THE CITY OF NEWARK was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-d.

A MOTION REQUESTING STATUS REPORT ON THE REMODELING AND IMPROVEMENTS OF THE HAYES CIRCLE LIBRARY was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-e.

A MOTION REQUESTING THE DEPARTMENT OF ENVIRONMENTAL PROTECTION TO INVESTIGATE CITIZEN COMPLAINTS OF EARLY MORNING NOISE (3:00 A.M. TO 5:00 A.M.) COMING FROM SHOFAR FOODS IN THE IRONBOUND SECTION OF THE CITY OF NEWARK was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.

- 8-a. The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 9, 1988, enclosing proposed "Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Lafayette Street and Wilson Avenue."
 (Intersection
 Lafayette Street and Wilson Avenue.

 Right Turn on Red Prohibition
 East on Lafayette Street to south on Wilson Avenue.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

 A motion directing the Deputy City Clerk to place this ordinance on the October 5, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 8-b. The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 12, 1988, enclosing proposed "Ordinance amending 'An ordinance providing for the vacation of Ball Street as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from the northerly line of Delancy Street, northerly a distance of 882.90 feet'"
 (Ordinance 6-S & F-d, December 17, 1980, Public Service Electric and Gas Company will relocate electric utilities from Ball Street; Public Service Electric and Gas Company will now need an easement reservation on only a portion of Ball Street for gas utilities.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

 A motion directing the Deputy City Clerk to place this ordinance on the October 5, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 8-c. The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 13, 1988, enclosing proposed "Ordinance amending Section 23:4.1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Magnolia Street."
 (Magnolia Street
 From Bergen Street to Springfield Avenue.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

 A motion directing the Deputy City Clerk to place this ordinance on the October 5, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

September 21, 1988

8-d.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 13, 1988, enclosing proposed "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the one way designation on Mulberry Street."

(Deleting

Mulberry Street: Southbound, from Raymond Boulevard to McCarter Highway.

Adding

Mulberry Street: Southbound, from Edison Place to McCarter Highway.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion directing the Deputy City Clerk to place this ordinance on the October 5, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-e.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 13, 1988, enclosing proposed "Ordinance ratifying and authorizing the execution of a lease agreement between the Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$10,392. per year for a period of twelve (12) months."

(May 1, 1988 to April 30, 1989 - utilization as a North Newark Senior Citizen Center)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the October 5, 1988 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-f.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 13, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986, as amended (To create the title of Director of Licenses and abolish the title of Manager, Division of Permits and Licences in the Department of Land Use Control)."

(Director of Licenses (1) 1/1/88 \$39,245.53 - \$47,703.22)

(Change of title in accordance with New Jersey Department of Personnel reclassification. No salary change. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the October 5, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-g.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 13, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor' (6-S & F-d) adopted May 4, 1977, and amendments thereto (To create the title of Administrative Clerk, Typing in the Department of Administration.)"

(Administrative Clerk, Typing

(35 Hours))

(1) \$19,113.73 - \$22,514.60

(Creating title to properly classify duties and responsibilities of job being performed. Salary range for new title is less than previous one.

Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

September 21, 1988

A motion directing the Deputy City Clerk to place this ordinance on the October 5, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-h.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 13, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Principal Timekeeper in the Department of Finance.)"

(Principal Timekeeper
(35 Hours))

(1) \$16,261.01 - \$19,113.73

(Creating new title in Department of Finance. Fiscal Impact undeterminable at this time since position will be filled at a later date. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the October 5, 1988 Agenda of the Municipal Council for first reading was made by The City Clerk read and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-i.
(A.S.)

The Deputy City Clerk presented Proposed "Ordinance amending Title 2, Administration, Chapter 15, Council Rules, Section 1, Rule XXII, Ordinances, Resolutions, Motions and Contract Documents, Paragraph (a), Preparation of Ordinances and Resolutions of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By requiring a plain language summary for ordinances and resolutions.)"

A motion directing the Deputy City Clerk to place this ordinance on the October 5, 1988 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-j.
(A.S.)

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 21, 1988, enclosing proposed "Ordinance approving the City of Newark conveying a quit-claim deed to the Newark Board of Education for any and all rights and interest that the City of Newark may have to property more specifically identified in the attached Exhibit A, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1)."

(Warren Street School, Block 403, Lot 23)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-z (A.S.) on page 27 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

Councilman Tucker stated, for the record, that he will abstain from voting on judges who do not reside in the City of Newark.

9-a.

Communication from his Honor, Mayor Sharpe James, received August 10, 1988, re-appointing, subject to confirmation, Mr. Craig Randall Harris, 243 Main Street, Millburn, New Jersey, as a Municipal Court Judge, for term commencing upon confirmation and expiring December 7, 1988.

(Copy of communication submitted to each Member of the Council)
(Mr. Harris met with the Council September 13, 1988)

A motion to confirm the nomination of Mr. Craig Randall Harris, to serve as a Municipal Court Judge, was made by President Martinez, seconded by Councilman Carrino.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani,
President Martinez.

No: Councilman Tucker.

Not Voting: Councilman Harris.

President Martinez: This nomination is confirmed.

At a later time in the meeting, after Item 9-g, Councilman Tucker requested his vote be changed from the negative to not voting.

A motion to confirm the nomination of Mr. Craig Randall Harris, to serve as a Municipal Court Judge, was made by President Martinez, seconded by Councilman Carrino.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani,
President Martinez.

Not Voting: Councilmen Harris, Tucker.

President Martinez: This nomination is confirmed.

9-b.

Communication from his Honor, Mayor Sharpe James, received August 10, 1988, re-appointing, subject to confirmation, Mr. Anthony J. Frasca, 7 Wind Ridge Drive, North Caldwell, New Jersey, as a Municipal Court Judge, for term commencing upon confirmation and expiring February 17, 1990.

(Copy of communication submitted to each Member of the Council)
(Mr. Frasca met with the Council September 13, 1988)

A motion to confirm the nomination of Mr. Anthony J. Frasca, to serve as a Municipal Court Judge, was made by Councilman Payne, seconded by President Martinez.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani,
President Martinez.

Not Voting: Councilmen Harris, Tucker.

President Martinez: This nomination is confirmed.

September 21, 1988

- 9-c. Communication from his Honor, Mayor Sharpe James, received August 10, 1988, re-appointing, subject to confirmation, Mr. Chester A. Morrison, 1537 Leslie Street, Hillside, New Jersey as a Municipal Court Judge, for term commencing upon confirmation and expiring February 17, 1990.

(Copy of communication submitted to each Member of the Council)
(Mr. Morrison met with the Council September 13, 1988)

A motion to confirm the nomination of Mr. Chester A. Morrison, to serve as a Municipal Court Judge, was made by President Martinez, seconded by Councilman Branch.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Not Voting: Councilmen Harris, Tucker.

President Martinez: This nomination is confirmed.

- 9-d. Communication from His Honor, Mayor Sharpe James, received August 26, 1988, re-appointing, subject to confirmation, Mr. J. Clifton Wilkerson, 444 Berkeley Avenue, Orange, New Jersey as an Acting Municipal Court Judge, for term commencing upon confirmation and expiring February 4, 1989.

(Copy of communication submitted to each Member of the Council)
(Mr. Wilkerson met with the Council September 13, 1988)

A motion to confirm the nomination of Mr. J. Clifton Wilkerson, to serve as an Acting Municipal Court Judge, was made by Councilman Branch, seconded by Councilman Carrino.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Not Voting: Councilmen Harris, Tucker.

President Martinez: This nomination is confirmed.

- 9-e. Communication from His Honor, Mayor Sharpe James, received August 26, 1988, appointing, subject to confirmation, Mr. Michael J. Nelson, 33 Tuxedo Parkway, Newark, New Jersey as an Acting Municipal Court Judge, for term commencing upon confirmation and expiring February 4, 1989)

(Replacing Renee Jones Weeks)
(Copy of communication submitted to each Member of the Council)
(Mr. Nelson met with the Council September 13, 1988)

A motion to confirm the nomination of Mr. Michael J. Nelson, to serve as an Acting Municipal Court Judge, was made by Councilman Rice, seconded by Councilman Tucker.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: This nomination is confirmed.

September 21, 1988

9-f.

Communication from His Honor, Mayor Sharpe James, received August 26, 1988, re-appointing, subject to confirmation, Mr. Richard A. Gomes, 9 Meadow Drive, Warren, New Jersey, as an Acting Municipal Court Judge, for term commencing upon confirmation and expiring April 1, 1989.
 (Copy of communication submitted to each Member of the Council)
 (Mr. Gomes met with the Council September 13, 1988)

A motion to confirm the nomination of Mr. Richard A. Gomes, to serve as an Acting Municipal Court Judge, was made by President Martinez, seconded by Councilman Carrino.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Carrino, Grant, Payne, Rice, Villani, President Martinez.
 Not Voting: Councilmen Branch, Harris, Tucker.

President Martinez: This nomination is confirmed.

9-g.

Communication from Business Administrator Monteilh, received July 12, 1988, enclosing proposed "Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Summit Avenue as a one-way street."
 (Summit Avenue: Southbound, from Chancellor Avenue to the City Line)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval from the Department of Transportation, Division of Traffic Engineering)
 (Business Administrator Monteilh and Director of Engineering Zach scheduled to meet with the Council September 20, 1988)

A motion directing the Deputy City Clerk to place this ordinance on the October 5, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to reconsider Item 9-g at this time was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to defer action on the ordinance and directing the Deputy City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference October 4, 1988, was made by President Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

9-h.

Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Recreation Supervisor, Cultural Services and to abolish the title of Supervisor of Cultural Affairs in the Department of Health and Human Services.)"

(Recreation Supervisor,
 Cultural Services (40 Hours) (1) \$28,120.23 - \$33,863.25)
 (Change in title to properly classify duties of employee and abolish old title. Salary remains unchanged. Represented by Newark Council, #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

September 21, 1988

A motion directing the Deputy City Clerk to place this ordinance on the October 5, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 9-i. Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance approving an amendment to the Redevelopment Plan and the Feasibility of Relocation for City Tax Blocks 408, 409, 403, 404, 407, 406, 405, 209, 207, 208, 227, 228, 229, 233, 234, 235, 236, 237 and 238 in their entirety.
(Springfield Avenue, South Orange Avenue, Howard Street, Thirteenth Avenue, Wickliffe Street, Warren Street, Norfolk Street, West Market Street, Richmond Street, Thirteenth Avenue, Boston Street, South Orange Avenue, Jones Street, to Springfield Avenue.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

(For action on this item see page 1 in the minutes of this meeting.)

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The Deputy City Clerk reported the following Bingo and Raffle Licenses were issued from August 26, 1988 to September 13, 1988:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Babyland Nursery, Inc.	9844 (Amended)
Rosary Confraternity of St. Rose of Lima Church	9850 (Amended)
St. Lucy's Roman Catholic Church	9965
St. Rocco Holy Name Society	9966
Polish Falcons of America Nest #104	9967
St. Columbia Rosary Society	9968

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Mary's of the Immaculate	9958 (Amended)
Queen of Angels P.T.A.	9964
Rutgers Foundation	9969

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

September 21, 1988

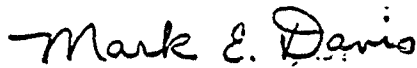
ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

This meeting adjourned at 12:00 A.M., Thursday, September 22, 1988.

APPROVED:

Mark E. Davis
Deputy City Clerk



Henry Martinez
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:15 P.M.

The audience arose for the National Anthem.

The invocation was offered by Councilman Ralph T. Grant, Jr.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez, Deputy City Clerk Mark E. Davis, Deputy Clerk of the Municipal Council, Assistant Corporation Counsels Mark Kreder and Albert Mrozick, Intergovernmental Liaison Officer Joseph Bradley, Legislative Research Officer John Nulty, Public Relations Consultants Delores Wheat and Harold Edwards, Lieutenant Detective James Reed, Sergeant-At-Arms.

Absent: Councilmen Carrino, Tucker.

(Councilmen Carrino and Tucker arrived 1:17 P.M.)

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

A motion to present Resolution 7-R-bx adopted September 21, 1988, at this time, was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant

(Councilmen Carrino and Tucker arrived 1:17 P.M.)

A motion to present Resolution 7-R-bx, adopted September 21, 1988, at this time, was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Resolution recognizing and commending the Newark Chapter of the League of Women Voters and designating the week of September 11, 1988 as "Newark League of Women Voters Registration Week".

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Dr. E. Alma Flagg.

Dr. Flagg thanked the Members of the Municipal Council for the presentation of this resolution.

A motion to present Resolution 7-R-cb, adopted September 21, 1988, at this time, was made by the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Resolution expressing profound sorrow and regret at the passing of Mrs. Minnie Hawks.

President Martinez read and presented a suitably inscribed resolution to Mrs. Hawks' son Ronald.

Mr. Hawks thanked the Members of the Municipal Council and expressed his appreciation for this resolution honoring his mother.

A motion to present Resolution 7-R-cn, adopted September 21, 1988, at this time was made by the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

October 5, 1988

Resolution recognizing and commending Newark Police Officers Wayne Fuller and Efrain Velazquez for their exemplary display of courage and valor in an incident which occurred on Thursday, September 15, 1988.

President Martinez, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to Officers Fuller and Velazquez.

Officers Fuller and Velazquez thanked the Members of the Municipal Council for recognizing them in this manner.

A motion to consider Resolution 7-R-cd, at this time, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cd. Resolution recognizing and commending Clinton White for his act of courage and valor while responding to the scene of a fire.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Rice, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. White.

Mr. White expressed his appreciation to the Members of the Municipal Council and thanked them for presenting him with this resolution.

A motion to consider Resolution 7-R-ck (A.S.), at this time, was made by the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ck. Resolution recognizing and commending Bruce Snead, a native of Newark, on the grand occasion of being selected to dance the lead in the Garden State Ballet's production of "Peter and the Wolf", this upcoming spring.
(A.S.)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilwoman Villani, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Bruce Snead.

Master Snead thanked the Members of the Municipal Council for recognizing him with this resolution.

A motion to consider Resolution 7-R-cq (A.S.), at this time, was made by by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cq. Resolution recognizing and commending the "U.M.D.N.J. FAMILY" Softball Team for demonstrating superior athletic skills and teamwork while winning the 1988 Newark City Softball League Championship.
(A.S.)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

October 5, 1988

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to representatives of the team.

Several representatives expressed their appreciation to the Members of the Municipal Council for presenting them with this resolution.

7-R-cz.
(A.S.)

A motion to consider Resolution 7-R-cz (A.S.), at this time, was made by the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Resolution congratulating Deputy City Clerk Mark Davis and his lovely wife, Belinda, on the blessed occasion of the birth of their adorable daughter, Tiffany Ashley.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilwoman Villani, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Deputy City Clerk Davis.

Deputy City Clerk Davis thanked the Members of the Municipal Council for honoring him with this resolution.

Councilman Tucker acknowledged Ms. Mary Smith, New Community Corporation, and praised her for establishing a shelter for babies born with AIDS.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The Deputy City Clerk presented Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for month of August, 1988.

(Copy submitted to each Member of the Council)

A motion that the Report of Contracts Awarded, as recommended by the Purchasing Agent and approved by the Business Administrator for Resolution 7-R-h, on this agenda, for Dillon Security Co., Inc., for \$1,750,000. and subject to receipt of Resolutions for the following: Trojan Cap. & Inv.-Installation of Chain Link Fence-\$150,000.; Newark Disposal and F. Basso Jr.-Roll Off Type Container Service-\$200,000. be received and placed on file was made by the Council of the Whole and adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 4-b. The Deputy City Clerk presented Copy of Minutes of Meeting of Housing Authority of the City of Newark, held July 21, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 4-c. The Deputy City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held July 21, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The Deputy City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.

(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-b.

The Deputy City Clerk read An ordinance to amend and supplement Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Article 28, Newark Landmarks and Historic District Commission, Section 138, et seq., of the Revised Ordinances of the City of Newark, New Jersey, (1966) as amended and supplemented (By conforming R.O. 2:2-138, et seq., to the requirements of P.L. 1985, Ch. 516 and establishing a Newark Landmarks and Historic Preservation Commission).

(Amendment necessitated due to recent amendments in Municipal Land Use Law wherein State Legislature established procedures and methodologies for establishment of a historic preservation commission and ways of identifying historic buildings.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1988.

6-F-c.

The Deputy City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Lafayette Street and Wilson Avenue.

(Intersection

Lafayette Street and Wilson Avenue.

Right Turn on Red Prohibition

East on Lafayette Street to south on Wilson Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-d.

The Deputy City Clerk read An ordinance amending "An ordinance providing for the vacation of Ball Street as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from the northerly line of Delancy Street, northerly a distance of 882.90 feet".

(Ordinance 6-S & F-d, December 17, 1980, Public Service Electric and Gas Company will relocate electric utilities from Ball Street; Public Service Electric and Gas Company will now need an easement reservation on only a portion of Ball Street for gas utilities.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1988

6-F-e.

The Deputy City Clerk read An ordinance amending Section 23:4.1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Magnolia Street.

(Magnolia Street, from Bergen Street to Springfield Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-f.

The Deputy City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the one way designation on Mulberry Street.

(Deleting

Mulberry Street: Southbound, from Raymond Boulevard to McCarter Highway.

Adding

Mulberry Street: Southbound, from Edison Place to McCarter Highway.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-g.

The Deputy City Clerk read An ordinance ratifying and authorizing the execution of a lease agreement between the Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$10,392. per year for a period of twelve (12) months.

(May 1, 1988 to April 30, 1989 - utilization as a North Newark Senior Citizen Center)

(Copy of ordinance and correspondence submitted to each Member of the Council)

October 5, 1988

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1988.

6-F-h.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986, as amended (To create the title of Director of Licenses and abolish the title of Manager, Division of Permits and Licenses in the Department of Land Use Control).

(Director of Licenses (1) 1/1/88 \$39,245.53 - \$47,703.22)
 (Change of title in accordance with New Jersey Department of Personnel reclassification. No salary change. Not represented by any bargaining unit.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1988.

6-F-i.

The Deputy City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor" (6-S & F-d) adopted May 4, 1977, and amendments thereto (To create the title of Administrative Clerk, Typing in the Department of Administration.)

(Administrative Clerk, Typing
 (35 Hours) (1) \$19,113.73 - \$22,514.60)
 (Creating title to properly classify duties and responsibilities of job being performed. Salary range for new title is less than previous one. Represented by Newark Council #21, Civil Service Association.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1988.

6-F-j.

The Deputy City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Principal Timekeeper in the Department of Finance.)

(Principal Timekeeper
 (35 Hours) (1) \$16,261.01 - \$19,113.73)
 (Creating new title in Department of Finance. Fiscal Impact undeterminable at this time since position will be filled at a later date. Represented by Newark Council 21, Civil Service Association.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1988.

6-F-k.

The Deputy City Clerk read An ordinance amending Title 2, Administration, Chapter 15, Council Rules, Section 1, Rule XXII, Ordinances, Resolutions, Motions and Contract documents, paragraph (a), preparation of ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by requiring a plain language summary for ordinances and resolutions).
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1988.

6-F-l.

The Deputy City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Recreation Supervisor, Cultural Services and to abolish the title of Supervisor of Cultural Affairs in the Department of Health and Human Services.)

(Recreation Supervisor,
Cultural Services (40 Hours) (1) \$28,120.23 - \$33,863.25)

(Change in title to properly classify duties of employee and abolish old title. Salary remains unchanged. Represented by Newark Council, #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1988.

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ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Delancy Street as a through street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Delancy Street
From Avenue P to Stockton Street

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for her approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor", (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create the titles of Comptroller and Assistant Comptroller and abolish the titles of Municipal Comptroller and Assistant Municipal Comptroller in the Department of Finance).

(Creating and abolishing titles in Department of Finance to comply with New Jersey Department of Personnel Title Standardization Program. No salary change. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented be amended to create the following titles:

POSITIONS

Comptroller 1328	1	\$42,932.89-\$52,082.43
Assistant Comptroller 0433 (37½ hours)	2	37,462.50-45,219.13
Assistant Comptroller 0433 (35 hours)		27,049.65 - 32,562.01

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles:

POSITIONS

Municipal Comptroller
2522

Assistant Municipal Comptroller
0621 (37½ hours)

Assistant Municipal Comptroller
0621 (35 hours)

SECTION 3. The hereinabove noted position of Comptroller shall be considered in the managerial or exempt class of positions with no standard hours of work. The incumbents employed in said position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted position shall be calculated on a thirty-five (35) hour work week.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 5, 1988

6-Ph, S & F-c.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An Ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986, as amended and supplemented. (To abolish the titles of Legal Analyst and Legal Analyst, Office of Real Property in the Department of Development)
(Abolishing titles in Department of Development which are no longer in use)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Development" (6S&Fz) adopted July 16, 1986 as amended and supplemented be amended to abolish the following titles:

POSITION

Legal Analyst
A448

Legal Analyst, Office of Real Property
2272 (20 hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Section 40.4, Minority Business Enterprises (MBE) and Women's Business Enterprises (WBE) Set Aside Program, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By establishing rules and procedures for Minority Business Enterprises and Women's Business Enterprise Set Aside Program)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the State of New Jersey has enacted legislation authorizing municipalities to establish set-aside programs for "qualified minority business enterprises" and for "qualified women's business enterprises"; and

WHEREAS, minority business enterprises and women's business enterprises were and continue to be under-represented as contractors, subcontractors and vendors in contracts awarded by the City for the purchase of goods and services; and

WHEREAS, the opportunity for full participation in City contracts by minority group members and by women is essential for their economic development and the improvement of the economy of the City of Newark; and

WHEREAS, the State of New Jersey, Department of Commerce and Economic Development and the Department of Treasury have promulgated Rules to administer the set-aside programs, N.J.A.C. 17:12-6.1; and

WHEREAS, the City of Newark had previously enacted an Ordinance pursuant to P.L. 1985, C.482 to establish a minority business enterprise and women's business enterprise set-aside program; and

WHEREAS, the City of Newark wishes to amend its Ordinance to be in compliance with the Rules promulgated by the State of New Jersey, Department of Commerce and Economic Development and the Department of Treasury and to outline the procedures and rules to implement said program.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Section 40.4 of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented, be further amended and supplemented to read in its entirety as follows:

2:2-40.4 - Minority Business Enterprises (MBE) and Women Business Enterprises (WBE) set-aside program

(A) Goals of the set-aside program

(1) Pursuant to P.L. 1985, C.482, the City of Newark hereby establishes minority business enterprise set-aside and a women's business enterprise set-aside progress program as a means of achieving the goal herein adopted.

(2) There is hereby established a goal of awarding no less than 25% of City Contracts to minority owned businesses for the purchase of goods and services. In determining compliance with the 25% goal, the aggregate cost of all such contracts with a fiscal year shall be considered.

(3) There is hereby established a goal of awarding no less than 7% of the City Contracts to women owned businesses for the purchase of goods and services. In determining compliance with the 7% goal, the aggregate cost of all such contracts within a fiscal year shall be considered.

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(4) The goal of 25% for minority owned business and 7% for women owned business participation in City Contracts for the purchase of goods and services may be attained through (a) direct contracts with minority business enterprises and women's business enterprises; (b) requiring non-minority, non-women contractors to sub-contract a portion of their total contracts to minority or women's business enterprises; or (c) joint ventures.

(5) The percentage of the dollar value of the City's total procurement to be filled by means of these set-aside programs and the process for achieving same, shall be determined by the Set-Aside Officer after review by the Business Administrator. By February 1st of each year, the Set-Aside Officer shall meet with the various procurement agencies, budget director and the law department to determine what aggregate procurements are to be made by the City and what contracts for goods, equipment, construction or services shall be designated for the MBE and WBE set-aside programs. The Mayor shall make a report to the Municipal Council indicating the goods and contracts to be included in that fiscal year.

(6) A "set-aside contract" is herein defined as a contract or subcontract specifically designated by the City of Newark as being for minority business enterprises and/or women's business enterprises.

(7) The Mayor shall promulgate appropriate regulations to insure that the goals set forth in this ordinance are implemented by the City. A copy of these regulations shall be placed on file in the Office of the City Clerk.

(B) Standards of eligibility for minority business enterprises and women's business enterprises.

(1) A business may be eligible as a minority business enterprise, a women's business enterprise or any combination of the two.

(2) In order to be eligible as a MBE or WBE, a business must both have its principal place of business in New Jersey and be independently owned and operated.

a. For purposes of these rules, a business shall be deemed to have its principal place of business in New Jersey when:

i. it has been either incorporated or registered to do business in New Jersey; and

ii. either 51 percent or more of its employees work in New Jersey, as evidenced by the payment of New Jersey unemployment taxes, or 51 percent or more of its business activities take place in New Jersey, as evidenced by its payment of income or business taxes, if the business has been in operation for one year or more.

b. For purposes of these rules, a business shall be deemed independently owned and operated, if its management is responsible for both its daily and its long-term operation, and if its management owns at least 51 percent interest in the business.

(3) In order to be eligible as a MBE, a business must be a sole proprietorship, partnership or corporation at least 51 percent of which is owned and controlled by persons who are Black, Hispanic, Portuguese, Asian American, American Indian or Alaskan natives, which are defined as follows:

a. Black American: having origins in any of the black racial groups of Africa.

b. Hispanic American: a person of Mexican, Puerto Rican, Cuban, Central or South American or other Spanish culture or origin, regardless of race.

c. Asian American: a person having origins in any of the original people of the Far East, Southeast Asia, and Indian subcontinent, Hawaii or the Pacific Islands.

d. American Indian or Alaskan native: a person having origins in any of the original peoples of North America and who maintains cultural identification through tribal affiliation or community recognition.

e. Portuguese American: a person of Portuguese, Brazilian, or other Portuguese culture or origin, regardless of race.

(4) In order to "be eligible" as a WBE, a business must be a sole proprietorship, partnership or corporation at least 51 percent of which is owned and controlled by women.

(C) Registration procedures for minority businesses and women businesses.

(1) Any business which seeks to register as a minority-owned business and/or women-owned business must apply to the Set-Aside Program. For these purposes, the Set-Aside Officer or any other person(s) designated by the Mayor shall prepare a Vendor Registration Form. This form shall be available from either the Office of Affirmative Action, the Division of Purchase and the Set-Aside Program.

From a compilation of these Vendor Registration Forms, the Set-Aside Officer or any other person(s) designated by the Mayor shall maintain a minority business enterprise and women's business enterprise master list which shall contain the names and addresses of all eligible businesses for the set-aside program. This list shall be updated and made current on, as a minimum requirement, a yearly basis.

(2) As part of its registration with the Set-Aside Program, a business shall reasonably document its principal place of business and independent status, and, as appropriate, the character of its business. All applicants must be certified as a MBE or WBE by an approved governmental state agency or department.

(a) If applicants fail to complete fully the Vendor Registration Form or to provide proof of certification, its application may be delayed or rejected.

(b) If an applicant knowingly supplies incomplete or inaccurate information, the applicant shall be disqualified and may be subject to other penalties described in N.J.A.C. 17:12-6.8.

(D) Notification Requirements and Procurement Process.

(1) When a business is accepted by the Set-Aside Program as a minority business or women's business, the business will be, added by the Set-Aside Program onto the set-aside vendors lists which shall be used in determining whether the City has fulfilled its contracting goals, and shall be used in soliciting bids or contracts set-aside for minority business and/or women's business and other purchasing and contracting situations. There will be no limits to the number of businesses on the various Minority Business and Women's Business bidders lists. Each eligible applicant will be placed on that list or those lists for which it is qualified.

(2) When a business is accepted as a minority business and/or women's business, that business may bid on contracts which are specifically set aside under this Ordinance.

(3) A MBE or WBE applicant who has not received their certificate from an approved governmental agency or department may by bid or such contract provide said business with their certification within five (5) business days after the bid opening date.

(4) Each contracting agency shall make a good faith effort to obtain the goals established by the Administration. Contracting agency shall be defined as the Local Purchasing Agency, the Director of the Department of Engineering, and any other agency involved in the total procurement process.

(E) Award standards and the Set Aside Officer's Responsibility for Monitoring Purchasing Agent's Compliance with these provisions.

(1) Any contract specifically set aside for minority and/or women's businesses must be competitively bid, either through public advertising or through informal bidding, and may be awarded only if responsive bids from at least two (2) qualified bidders are received.

(2) The Specifications for a set-aside contract shall clearly and conspicuously state that an award may go only to a business duly registered with and approved by the Set-Aside Program.

(3) The Set-Aside Officer shall have the responsibility for approving all solicitations of bid prior to their offering by the Purchasing Agent. The Set-Aside Officer shall further indicate his approval on all contracts entered into by the Purchasing Agent prior to their execution by the City and/or the submission of contracts to the Municipal Council for its review and approval.

(4) All bids may be rejected on a set-aside contract and the contract may be rebid as an ordinary contract where:

(a) In evaluating the WBE and/or MBE bids, the Purchasing Agent or other City representatives charged with receiving bids determines that acceptance of any of the bids would subject the City to an unreasonable expense, or to a contract otherwise unacceptable pursuant to the City's contracting and purchasing laws and rules;

(b) The Purchasing Agent or other City representatives does not receive at least two (2) bids from qualified vendors approved as women and/or minority businesses, as appropriate; and

(c) The Minority Business Enterprises or Women's Business Enterprises knowingly supplied false information on the business and the contract would not otherwise have been awarded.

(5) Immediately after rejecting all bids, the Purchasing Agent or other City representatives may, without any delay, rebid the contract as an ordinary award. Women and minority business bidders may participate in this rebidding process.

(F) Ineligibility for future contracts

Whenever an MBE or WBE knowingly supplies false information resulting in the City's award of a contract to which it would not have otherwise be entitled; or whenever an MBE or WBE fails to enter into a contract with the City after being awarded a contract for good, services or contraction; or whenever an MBE or WBE fails to perform or adhere to any terms and conditions of the contract, the Set-Aside Office shall recommend the following remedies or actions to the governing body:

a. Assess against the business any difference between the contract and what the governing body's cost would have been if the contract had not been awarded in accordance with the provisions of this act;

b. In addition to the amount due under subsection a., assess against the business a penalty in an amount of not more than 10% of the amount of the contract involved; and

c. Order the business ineligible to transact any business with the governing body or contracting agency of the governing body for a period to be determined by the governing body.

Prior to any final determination, assessment or order under this section, the governing body shall afford the business an opportunity for a hearing on the reasons for the imposition of the penalties set forth in subsections a., b. or c. of this section.

(G) Annual Report

(1) The Set-Aside Officer shall submit an annual report to the Municipal Council by January 31 of each year describing the City's effort in attaining the set-aside goals and the percentage of the dollar value of total procurements awarded under this ordinance.

(2) The Clerk of the Municipal Council shall publish a list of the City's attainment under this ordinance by March 1st of each year in at least one newspaper circulating in the City of Newark.

SECTION 2. Any Ordinance or parts thereof which is inconsistent with the provision herein shall be repealed.

SECTION 3. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses and phrases of this Ordinance but they shall remain in effect.

SECTION 4. This Ordinance shall take effect upon final passage and publication in accordance with law.

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President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Members of the Municipal Council questioning which minority business would get this program.

Councilman Tucker responded this ordinance authorized only a change in the procedures.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to permit Ms. Mary Smith to address the Members of the Municipal Council at this time was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilman Carrino.

MS. MARY SMITH, NEW COMMUNITY CORPORATION, addressed the Members of the Municipal Council with respect to New Community's application to tax abatement, shopping center and housing units.

A lengthy discussion was held.

President Martinez indicated he would call a special meeting for Tuesday, October 11, 1988, to consider this tax abatement.

President Martinez directed the Deputy City Clerk to invite Corporation Counsel Grant and representatives of New Community Corporation to meet with the Municipal Council at a special Pre-meeting conference to be held October 11, 1988.

6-Ph, S & F-e.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the execution of a lease between the City of Newark, owner, and the Superior Court of New Jersey, Essex County Vicinage, tenant, for approximately 540 square feet of the premises commonly known as 31 Green Street for the sum of \$495. per month for a one-year period (\$5,940 annually) with a two-year option to renew.

WHEREAS, the City of Newark owns the premises commonly known as 31 Green Street also known as the Municipal Court Building and has office space within such building which is not needed for municipal purposes; and

WHEREAS, the New Jersey Superior Court in conjunction with the Essex County Prosecutors' Office desires to operate a pre-screening program at said location in order to more efficiently establish bail and to identify less serious cases entering the judicial system.

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NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1. The Business Administrator and the City Clerk of the City of Newark be and is hereby authorized to enter into the attached lease agreement on behalf of the City of Newark, owner, to rent approximately 540 square feet of floor space of the above described premises to the said New Jersey Superior Court of New Jersey, Essex County Vicinage, Lessee, pursuant to N.J.S.A. 40A:12-14(c).

SECTION 2. Said New Jersey Superior Court of New Jersey shall, as consideration, pay the owner the sum of Four Hundred Ninety-Five Dollars (\$495.00) per month for one-year of the lease agreement. The total annual lease payment is Five Thousand Nine Hundred Forty Dollars (\$5,940). The Lessee shall have a two-year option to renew with an annual increase based upon the Consumer Price Index.

SECTION 3. A copy of the lease is attached hereto and made a part hereof.

SECTION 4. The executed copy of this lease agreement shall be placed on file in the office of the City Clerk by the Business Administrator's office.

SECTION 5. This ordinance shall take effect after passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 2 of Administration, Chapter 2, Office of the Mayor and Agencies of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By re-establishing the Mayor's Commission on Youth)

WHEREAS, the Mayor's Commission on Youth was originally established by the Municipal Council of the City of Newark in 1963; and

WHEREAS, the Commission was legislatively abolished in 1986 under the new Administration's re-organizational plan; and

WHEREAS, the City of Newark seeks to re-establish the Mayor's Commission of Youth.

October 5, 1988

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 2, Administration, Chapter 2, Office of the Mayor and Agenices of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented be and is hereby amended and supplemented by adding thereto a new section to read in its entirety as follows:

2:2-49. Mayor's Commission on Youth.

(a) The Commission known as the "Mayor's Commission on Youth" as heretofore established is hereby re-established and continued.

2:2-50. Membership; term; no compensation

(a) The commission shall consist of 16 members to be appointed by the Mayor, subject to confirmation by the Council. Each member shall serve for a term of 4 years, or until his successor shall be appointed and qualify, except that of the original appointees, 4 shall be appointed for a term of one year, 4 for a term of 2 years, 4 for a term of 3 years and 4 for a term of 4 years. All appointees by the Mayor to fill vacancies shall serve for the unexpired term. In addition, the Council shall designate one of its members as a member of the commission who shall serve for a term co-extensive with his term as Councilman.

(b) The members of the commission shall serve without compensation.

2:2-51. Meetings; officers; reports.

The commission shall hold monthly meetings. It shall have a chairman and secretary both designated by the Mayor and to serve at his pleasure. The commission shall make monthly reports to the Mayor and to the Council.

2:2-52. Appointments to youth-serving agencies.

Appointment of the members of each youth-serving agency is to be made by the Mayor with the approval of the Council.

2:2-53. Executive Director.

The Director of Youth Development will serve as Executive Director of the Mayor's Commission on youth and will serve in that capacity in any project to which he may be assigned, including any planning duties undertaken.

2:2-54. Facilities and services made available to commission

The Mayor shall, through the Business Administrator and the Department Directors, provide or cause to be provided, to the extent necessary for the needs of the commission, suitable offices and services of municipal personnel from among the municipal officers and employees.

2:2-55. Responsibilities

The Commission is responsible for the following:

(a) The coordination and the city involvement in those programs now being undertaken by the various community agencies currently engaged in programs of youth development.

(b) The development of a speakers bureau to aid programs for youth.

(c) The planning of programs for youth in cooperation with existing agencies in order to insure complete coverage of the problem and avoid duplication.

(d). All city departments and agencies shall cooperate with the Commission in all respects.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent During Roll Call: Councilmen Payne, Tucker.

President Martinez: The yeases are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Meeker Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Meeker Avenue:

North side, beginning 258 feet east of the easterly curbline of Elizabeth Avenue extending 381 feet easterly therefrom.

SECTION 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication according to law.

SECTION 4. This ordinance does not require approval by the Commissioner of Transportation.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

President Martinez: The yeases are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 5, 1988

6-Ph, S & F-h.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Frontage Road, as laid out on the Tax Map of the City of Newark, extending from the easterly line of Lot 158 on Block 5088 to its westerly terminus, a total distance of 2,140.91 feet.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Frontage Road, as laid out on the tax map of the City of Newark, extending from the easterly line of Lot 158 on Block 5088 to its westerly terminus, shall be vacated as a public street or right-of-way; however, reserving to the Public Service Electric and Gas Company, New Jersey Bell Telephone Company and to the City of Newark the right of entry and easement for the entire length and total width of the vacated portion of Frontage Road for the purpose of relaying, rebuilding, reconstructing or maintaining their respective gas, electric, telephone and water utilities and appurtenances thereto, now laid or to be laid within the above described easement reservation area for said street to be vacated. The erection, construction or placing of any building, vault or structure which will interfere with the laying, relaying, rebuilding, reconstruction or maintenance of existing or additional gas, electric, telephone or water utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map, known and designated as Map No.A-1541, dated 8 February, 1988, is on file in the Office of the Director, Department of Engineering.

Section 2. That the State of New Jersey, Department of Corrections shall purchase the vacated portion of Frontage Road from the City of Newark.

Section 3. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 4. That this Ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 5, 1988

6-Ph, S & F-i.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Senior Timekeeper in the Department of Engineering).
(Creating title of Senior Timekeeper in Department of Engineering Water/Sewer Utility. Funding provided in the 1988 Budget. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Senior Timekeeper	(1)	\$14,885.49 - \$17,777.87
4684 (35 Hrs.)		

SECTION 2. All prior ordinances or parts of prior ordinance which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to consider Resolution 7-R-cx (A.S.) at this time was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

October 5, 1988

7-R-cx. Resolution revising agreement between City of Newark and the Port Authority
(A.S.) as to the Southward Industrial Park Project.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Tucker.

6-Ph, S & F-j.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, and amendments thereto, (To create the title of Senior Data Control Clerk in the Office of the Mayor).
(Creation of title as a result of reorganization of the Office of Affirmative Action. Charge will result in lost savings. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(a) of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

(a) Office of the Mayor and Agencies

POSITION

Senior Data Control Clerk	(1)	\$15,557.75 - \$18,272.57
3294 (35 Hrs.)		

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 5, 1988

6-Ph, S & F-k.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Supervising Sanitation Inspector in the Department of Engineering).
(Creating title to insure proper supervision over Sanitation Inspectors. Represented by Local 2297, A.F.S.C.M.E. (Inspectors))

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Supervising Sanitation Inspector (2) \$20,112.68 - \$23,991.61
A130 (40 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinance which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the titles of Principal Cashier/Tax Searcher and Principal Cashier, Typing in the Department of Finance).

(Creation of titles to properly classify duties and responsibilities of employees presently serving in title of Cashier. Cashier title is a common title. Salary remains the same. Represented by Newark Council 21, Civil Service Association).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

October 5, 1988

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented be amended to create the following titles:

POSITION

Principal Cashier/Tax Searcher 5648 (35 Hrs.)	(2)	\$15,557.75 - \$18,272.57
Principal Cashier, Typing 4740 (35 Hrs.)	(1)	\$15,557.75 - \$18,272.57

SECTION 2. All prior ordinances or parts of prior ordinance which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An Ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To abolish the title of Assistant Superintendent of Buildings and Superintendent of Buildings in the Department of Engineering)

(Abolishing titles in Department of Engineering which are no longer approved by New Jersey Department of Personnel)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 19 87, as amended and supplemented be amended to abolish the following titles:

POSITION

Assistant Superintendent of Buildings
A085 (40 Hrs.)

Superintendent of Buildings
A206 (40 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 2, Administration, Chapter 2, Office of the Mayor and Agencies of the City of Newark, New Jersey, 1966, as amended and supplemented (To establish a Commercial Strip Business Advisory Council).

WHEREAS, the City of Newark, New Jersey, requires the maximum degree of cooperation and interaction between its public and private sectors to insure that its policy formulation and planning processes will provide comprehensive and expeditious support to the commercial growth of its neighborhood business districts in general; and

WHEREAS, significant improvements and efficiencies to the processes by which commercial growth and revitalization are serviced will be effectuated if public and private sector resources are coordinated and utilized to support a common agenda for encouraging and supporting Newark's base of commerce; and

WHEREAS, in order to foster the neighborhood economic and commercial resurgence of the City and to promote Newark's revitalization and growth potential, it is in the best interest of the City of Newark to initiate and sustain a viable working partnership between the public and private sectors;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 2, Chapter 2, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby amended by adding thereto a new section to read in its entirety as follows:

Commercial Strip Advisory Council.

2:2-1. Duties

- a). formulate and develop policies, plans and programs intrinsic to the sound commercial growth and revitalization of the city's corridors and to present such policies, plans and programs to the Mayor and Municipal Council for review and approval;
- b). function in an advisory capacity to the Mayor and the City's Central Planning Board on matters of business corridors.
- c). provide the tools and systems that will contribute to expeditious, sound and strong growth of Newark's business corridors.
- d). provide resources and support for examining potential areas of cooperation between the public and private sector, that would result in an improved level and quality of services to Newark's business corridors;
- e). to encourage and coordinate all efforts to more effectively market the attractiveness of Newark's business corridors as centers for commerce to regional, national and international business and developers;
- f). provide for a coordinated effort by the private sector to assist the public section in the design and development of innovative financial and management tools that would produce an increased level of commerce in the city's neighborhoods;

2:2-2. Appointments

The Commercial Strip Business Advisory Council shall consist of 18 members as follows: the Mayor and President of the Municipal Council as ex-officio; two members of the Municipal Council to be appointed by the President; two business representatives from each ward to be appointed by the Mayor with advice and consent of the Municipal Council; the Director of the Department of Development; the Executive Director of the Newark Economic Development Corporation; a representative of the Mayor's Office and the City Clerk or his designated representative; and the Chairman of the Central Planning Board.

2:2-3. Meetings

A regular meeting of the Commercial Strip Business Advisory Council shall be held at least once in every month at a time to be fixed by the members of the Council. Special meetings shall be at the call of the Chairman or the Chairman, ex-officio.

2:2-4. Powers

The powers and functions of the Commercial Strip Business Advisory Council shall be advisory only and shall in no way be construed as a delegation of the authority vested by law in any of the offices or officers of the City.

2:2-5. Reports

The Commercial Strip Business Advisory Council shall present a monthly report to the Municipal Council.

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2:2-6. Support by administrative agencies

The Mayor shall, through the Business Administrator and the Department Directors, make and cause to be made, to the extent necessary for the needs of the Commercial Strip Business Advisory Council, the services of municipal personnel, from among the municipal officers and employees.

Section 2. All prior ordinances or parts thereof which are inconsistent with the provisions hereinabove set forth are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

After Ordinance 6-Ph, S & F-o, Councilman Rice requested to have his vote recorded in the affirmative on this ordinance.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

After Ordinance 6-Ph, S & F-o, Councilman Rice also stated he would like to serve on the Commercial Strip Advisory Council.

6-Ph, S & F-o.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Laboratory Technician, Water Analysis in the Department of Engineering).

(Title change due to reclassification by New Jersey Department of Personnel. Annual fiscal impact approximately \$2,300. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

October 5, 1988

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Laboratory Technician, Water Analysis (2) \$15,557.75 - \$18,272.57
5078 (40 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinance which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977, as amended and supplemented. (To create the title of Food Service Worker/Receptionist and abolishing the title of Receptionist, Food Service Worker in the Municipal Council).

(Title change in compliance with New Jersey Department of Personnel Title Standardization Program. No salary change. Represented by Newark Council 21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1: That Section 1 of an ordinance entitled "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S&F-f) adopted May 4, 1977, as amended and supplemented, be amended to create the following title:

POSITION

Food Service Worker/Receptionist (1) \$25,825.82 - \$25,825.82
4830 (35 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

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POSITION

Receptionist, Food Service Worker
2977 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "Title 13A, Administration and Regulation of Solid Waste, Chapter 4, Collection and Disposal, Paragraph (a) of Section 7, Removal by City or its agents, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented." (By requiring city employees and designated agents to clean up refuse spilled during their collection efforts).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 13A, Administration and Regulation of Solid Waste, Chapter 4, Collection and Disposal, Paragraph (a) of Section 7, Removal by City or its agents, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented be and is further amended to read as follows:

13:4-7. Removal by city or its agents

(a) The City, by its designated agents and employees, will collect and remove at no direct cost to the residents or occupants of any residential sources in the City, only the household waste matter as classified in paragraph (b) of this section, when such waste matter is placed into proper receptacles or bundles and collected in the quantity and manner prescribed herein. All city and designated agent vehicles utilized for the collection and transportation of solid waste shall be equipped with sufficient brooms and shovels. City employees and designated agents shall immediately clean up any refuse spilled as a result of their collection or solid waste disposal efforts. Any equipment issued by the City shall be accounted for on a daily basis with the strictest inventory controls to be developed and implemented by the Director.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the Laws of the State of New Jersey.

October 5, 1988

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-r.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "Title 15, Housing, Chapter 9B, Rent Control, Rent Control Board, Section 9(a), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented." (By deleting the restriction of two successive terms).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 15, Housing, Chapter 9B, Rent Control; Rent Control Board, Section 9(a) of the Revised Ordinances of the City of Newark, New Jersey 1966, be and the same is hereby amended to read as follows:

15:98-9. Rent Control Board

(a) Membership. There is hereby created a rent control board within the Office of the Mayor of the City of Newark, which shall consist of five residents of the City of Newark appointed by the Mayor with the advice and consent of the Municipal Council. The board shall be composed of two tenants, two landlords and a fifth member who is a homeowner and neither a tenant nor a landlord. The term of each member shall be two years, except that of the members first appointed, one tenant and one landlord shall serve for a term of one year. Each member of the board shall receive a stipend of not more than \$3,500. per annum for attending board meetings. Such stipend shall be paid quarterly and in proportion to the number of meetings attended each quarter. The determination as to whether the office of any member appointed to the board shall be deemed vacant shall be made in accordance with the provisions of C.302, P.L. 1979 (N.J.S.A. 40A:9-12.1).

Section 2. All prior ordinances or parts of prior ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council seeking information on what this ordinance ordains.

Councilman Carrino stated that this ordinance permits unlimited terms for those members serving on the Rent Control Board. He noted in the past members were only allowed to sit on the Board for two successive terms. He also noted, for Ms. Roberson's information, that the members of the Board are appointed by the Mayor.

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No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Avenue A, as a through street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Avenue "A"

From Emmet Street to Poinier Street

Section 2. Stop signs shall be installed on Emmet Street, Wright Street, Miller Street, Vanderpool Street, and Pionier Street.

Section 3. That resolution 7RB1, adopted September 29, 1978, be amended by deleting therefrom the following:

That the intersection of Avenue "A" and Vanderpool Street be designated as a stop intersection and marked as provided in N.J.S.A. 39:4-140.

Stop signs shall be installed on Avenue "A".

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 5. That a copy of this ordinance be sent to the Commissioner of Transportation for her approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-t.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing, Generally, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding a new section authorizing the impoundment of vehicles with outstanding traffic warrants).

WHEREAS, pursuant to N.J.S.A. 39:4-139.13, the State legislature has provided municipalities with the authority to enact an ordinance providing for the impoundment of any vehicle found within such jurisdiction if there are any outstanding warrants against such vehicle.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing, generally, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby amended and supplemented by adding thereto a new section authorizing the impoundment of vehicles with outstanding traffic warrants. The section shall read as follows:

23:5-15- IMPOUNDING VEHICLES WITH OUTSTANDING WARRANTS

- (a) Except as provided in paragraph (d), any vehicle found within the City of Newark may be impounded by the Department of Police if there are any outstanding warrants against that vehicle;
- (b) The Police may move or secure the removal of such vehicle to such garage or place as may be designated by the Director of Police as a garage or place for the impounding of such vehicles and such vehicles shall be there, retained and impounded until the person owning or leasing such vehicle has reclaimed same. The owner of the motor vehicle or other person entitled to the motor vehicle may reclaim possession of the motor vehicle upon payment of the reasonable costs of removal and storage of the motor vehicle, any fine or penalty and court costs assessed against him for a violation that gave rise to the impoundment of the motor vehicle and any outstanding warrants against the vehicle. However, the owner/lessor of a motor vehicle who has complied with paragraph (d) shall be entitled to reclaim possession without payment and the lessee shall be liable for any fine, penalty, court costs and outstanding warrants on the vehicle.
- (c) If the outstanding warrants are not paid by midnight on the 30th day following the day on which the vehicle was impounded, the vehicle may be sold at public auction. The City shall give notice of the sale by certified mail to the owner, if his name and address are known, and to the holder of any security interest filed with the Director of the Division of Motor Vehicles and by publication in a form prescribed

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by the Director by one insertion, at least five (5) days before the date of sale, in one or more newspapers published in this State and circulating in the City of Newark in which the motor vehicle has been impounded.

- (d) The owner and operator shall be jointly liable for parking offenses unless the owner can show that the vehicle was used without his consent, express or implied. If the owner of a motor vehicle has leased the motor vehicle, then he shall not be liable for a parking offense when the motor vehicle is under the control or in the possession of the lessee, if the owner of a motor vehicle, upon notice of a parking offense, provides the Clerk of the Newark Municipal Court with a notarized statement of the name and address of the lessee.

SECTION 2. This Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-u.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance creating position titles in the Department of Health and Human Services (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the title of Superintendent of Recreation in the Department of Health and Human Services).

(Reinstatement of title pursuant to Court decision)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Superintendent of Recreation	9/20/86	\$34,278.57 - \$41,665.84
3834	1/1/87	35,678.57 - 43,065.84
	1/1/88	37,462.50 - 45,219.13)

SECTION 2. The establishment of the position title hereinabove shall be effective September 20, 1986.

SECTION 3. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in this position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to

any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on thirty-five (35) hour work week except as otherwise noted.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-v.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 5, "Amusements and Amusement Businesses," Chapter 10, "Carnivals", of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented governing the regulation of carnivals, street fairs and street festivals within the City of Newark.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 5, "Amusements and Amusement Businesses," Chapter 10, "Carnivals," of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is further amended and supplemented in its entirety to read as follows:

CHAPTER 10. CARNIVALS, STREET FAIRS AND STREET FESTIVALS.

5:10-1. Definitions.

Carnival shall mean any enterprise consisting of one or more amusement rides as defined in N.J.S.A. 5:3-32a and N.J.A.C. 12:195-2.1 operated in conjunction with one or more amusements such as, but not limited to, sideshows, shooting galleries or games of chance. Fun houses, haunted houses or similar structures of any type are not permitted as part of a carnival in the City of Newark.

Street Fairs shall mean an exhibition and sale of agricultural, industrial, household and manufactured products, coupled with various amusements, entertainment and educational displays.

Street Festival shall mean a feasting or celebration or series of performances or merrymaking with music and other entertainment.

5:10-2. Prohibition; exemption.

It shall be unlawful for any person to set up, keep, maintain or operate, or permit to be set up, kept, maintained or operated any carnival, street fair or street festival in or upon any street, lot, parcel or tract of land within the City of Newark. This prohibition shall not be applicable to any institution, organization or association having religious, charitable or non-profit status in accordance with the laws of the State of New Jersey that obtains a permit as provided herein by this Chapter.

5:10-3. Permit Required; fee.

A permit shall be obtained from the Manager of the Division of Permits and Licenses (hereafter referred to as "Manager") prior to setting up, keeping, maintaining or operating any carnival, street fair or street festival in or upon any street, lot, parcel or tract of land within the City of Newark. The non-refundable application fees for such permits are as follows:

Carnival.....	\$250.00
Street Fair.....	\$150.00
Street Festival.....	\$100.00

5:10-4. Terms; purpose.

A permit shall be issued for a limited period of time and only for the purpose of raising funds for the use of said institution, organization or association in a manner consistent with its charter and by-laws.

5:10-5. Permit Application Requirements.

An application for a permit may be obtained from the Manager and must be submitted to said official at least 60 days in advance of the date of the carnival, street fair or street festival. All information requested on the application form must be supplied and the following must also be attached thereto in order for the application to be deemed complete:

- (a) the non-refundable application fee payable to the City of Newark;
- (b) proof of non-profit status;
- (c) proof of purchase, lease or rental of portable sanitary facilities;
- (d) an affidavit from the owner of the property authorizing the use of his premises for the carnival, street fair or street festival;
- (e) a letter of support from the councilperson of the ward in which the carnival, street fair or street festival is to be held;

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- (f) a certified true copy of the policy of insurance from the institution, organization or association sponsoring the carnival, street fair or street festival and the amusement rides owner/operator in an amount not less than One Hundred Thousand Dollars (\$100,000.00) with endorsements naming the City of Newark as an additional insured and stating that the insured shall indemnify the City of Newark and hold the City of Newark harmless from any claims, demands, lawsuits and the like, filed against it arising out of said event. Said policies of insurance shall not contain a deductible attributable to the City of Newark.
- (g) a certification from the applicant indicating the following:
- (1) that the sole purpose of the carnival, street fair or street festival is to raise funds for the use of said institution, organization or association in accordance with its charter and by-laws;
 - (2) that a contract has been entered into for the hiring of at least two private security guards;
 - (3) that it accepts total responsibility for providing and maintaining proper garbage removal during the carnival, street fair or street festival, as well as cleaning up the area utilized for the carnival, street fair or street festival after the event.
- (h) a certification from the amusement rides owner/operator indicating that he has registered with and obtained the necessary permits from the State Department of Labor, Office of Safety Compliance, Amusement Rides Section, if applicable; and
- (i) a certification from the owner/operator of any game of chance that he has registered with the New Jersey State Legalized Games of Chance Commission, if applicable.

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Failure of the applicant to timely submit a complete application as defined above; and/or failure of the amusement rides owner/operator to comply with N.J.S.A. 5:3-31 et seq. and N.J.A.C. 12:195-1.1 et seq.; and/or failure of the owner/operator of any game of chance to comply with the applicable state laws and regulations shall be grounds for disapproval of said application.

5:10-6. Rules and Regulations.

The Manager shall promulgate such rules and regulations pertaining to carnivals, street fairs and street festivals as he deems necessary to protect the health, safety and welfare of the general public, including, but not limited to, notices and inspections. A copy of the rules and regulations shall be placed on file with the City Clerk by the Manager of Permits and Licenses.

5:10-7. Conditions for Issuance of Permits; Revocation.

A permit shall be issued pursuant to this Chapter upon approval of the complete application by the Manager in accordance with section 5 above, provided that the Fire, Police, Engineering and Law Departments have no objections thereto.

The carnival, street fair or street festival shall be lawful only under the terms and conditions approved by the permit and such permit shall not be transferable. Failure to comply with the terms and conditions of the permit shall result in the immediate revocation of same.

In addition, a permit issued pursuant to this Chapter may be revoked by the manager upon just cause and documentation following an inspection by the following agencies: Electrical Bureau, Food and Drug Bureau, Building Bureau, Code Enforcement and/or any other appropriate agency.

5:10-8. Penalties.

Any person violating any of the provisions of this Chapter shall be subject to a fine not to exceed One Hundred Dollars (\$100.00) per day or a period of community service not exceeding 90 days or both.

Section 2. Any prior ordinance or part thereof inconsistent herewith is hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-w.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 71, Lot(s) 1, 2, 3, 14, 21, 22, 28-34, 36 (221-231 Washington Street, 1-39 Campbell Street, 290-300 University Avenue, 68-102 Bank Street).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Municipal Council, City of Newark, New Jersey, by Resolution 7-R-dm adopted September 7, 1988, did determine that City Tax Block 71, Lots 1, 2, 3, 14, 21, 22, 28-34, 36, (hereinafter called the "Area") is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.), as amended and supplemented; and

WHEREAS, the Central Planning Board, City of Newark, New Jersey, has considered and did approve a Redevelopment Plan for the Area on July 5, 1988, a copy of which is annexed hereto (the "Redevelopment Plan"); and

WHEREAS, the Redevelopment Plan complies with the requirements of all applicable state and Federal statutes and regulations promulgated thereunder; and

WHEREAS, the said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

SECTION 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

SECTION 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provision of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

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SECTION 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body and, accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

SECTION 5. That development activity pursuant to the Redevelopment Plan shall only be related to City Tax Block 71, Lots 1,2,3, 14,21,22,28-34,36, and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

SECTION 6. That the Redevelopment Plan for the Area, having been duly reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council questioning if there were any small stores located in this area and if they were going to be relocated.

President Martinez responded all of the businesses in this area were being relocated.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-x.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the City of Newark conveying a quit-claim deed to the Newark Board of Education for any and all rights and interest that the City of Newark may have to property more specifically identified in the attached Exhibit A. pursuant to the Provisions of N.J.S.A. 40A:12-13(b)(1).

WHEREAS, some of the lots comprising the land upon which the Warren Street School is now located where acquired in the name of the Mayor and Common Council of the City of Newark; and

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WHEREAS, it is clear that the lots were acquired by the City for the purpose of constructing the school which dates back to 1848; and

WHEREAS, the Newark Board of Education is in the process of conducting a lease purchase agreement to secure financing to undertake necessary repairs of the school; and

WHEREAS, the Board's Bond Counsel has indicated that in order for the Board to proceed with this finance mechanism, the title must be in the name of the Board of Education.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK:

SECTION 1. That the City of Newark authorizes the Director of the Department of Development to convey any and all interest that the City may have in those lots acquired in the name of the Mayor and Common Council which now comprise part of Block 403, Lot 23.

SECTION 2. That the Director of Development, on behalf of the City of Newark, be and is hereby authorized to execute a quit-claim deed to the Newark Board of Education for the premises more specifically identified on Exhibit A attached hereto and made a part hereof, same approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

SECTION 3. That a copy of the executed deed shall be placed on file in the Office of the City Clerk by the Director of the Department of Development.

SECTION 4. This ordinance shall take effect upon final passage & publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-y.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

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Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To create the title of Community Relations Specialist, Part-Time.)

(Creating part-time position in Office of the Mayor. Fiscal Impact \$15,000. Since position is part time, not represented by any bargaining unit.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion directing the Deputy City Clerk to return the ordinance to Administration, per their request, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-S & F-z.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited as All Times, and Section 23:5-5, Parking Limited to Two Hours, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising parking regulations on Bank Street and University Avenue.

(Deleting: Bank Street, south side, from University Avenue to Halsey Street.

University Avenue, east side, from Warren Street to Branford Place.

Adding: Bank Street, south side, from Halsey Street, to Washington Street.

University Avenue, east side, from Market Street to Branford Place.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Rice excused himself from the meeting stating he was representing the Members of the Municipal Council at the official opening of a mall on South Orange Avenue.

HEARINGS OF CITIZENS

6-HC-a.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to a newspaper article referring to replacement of house. Ms. Roberson wanted to know where these houses were being built. Ms. Roberson also wanted information on the procedures used to fill a vacancy on the Board of Education.

Councilman Carrino stated anyone interested in this position should send their request, together with a resume, to the Board of Education. The Board will review all requests.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution authorizing Director of Engineering to execute contract with Professional Planning and Engineering, 60 East Hanover Avenue, Morris Plains, New Jersey, 07950, for design services for Renovations to Douglas-Harrison Park, located between Somerset and Barclay Streets in Newark, for total sum of \$19,200.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$3,000.; funds provided in 1988 budget. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with Council October 4, 1988)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Rice.

7-R-b.

Resolution confirming action taken by Director of Engineering to secure services of Pressure Concrete and Grouting Co., lowest responsible proposal submitted; pursuant to N.J.S.A. 40A:11-6; further authorizing Mayor and Director of Engineering to execute contract with Pressure Concrete and Grouting Co., Inc., One Fourth Street, South Orange, New Jersey, 07079, for emergency repair of brick sewer located at Market Street east of McCarter Highway, in sum of \$60,250.; funds provided in 1988 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with Council October 4, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, Temporary President.

Absent During Roll Call: President Martinez.

Absent: Councilman Rice.

7-R-c.

Resolution amending Resolution 7-R-a, December 22, 1987, contract with Pitney, Hardin, Kipp and Szuch, representing City of Newark before Board of Public Utilities on exorbitant rates charged at solid waste transfer stations, located at 100 Avenue A and 442 Frelinghuysen Avenue, legal and other professional fees shall not exceed \$50,000; by changing amount for payment of additional legal fees to \$105,342.19.; further changing Paragraph 3 from \$50,000. to \$300,000. for legal and other professional fees, all other terms and conditions remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant and Engineering Director Zach met with Council October 4, 1988.)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, President Martinez.

No: Councilman Carrino.

Absent During Roll Call: Councilwoman Villani.

Absent: Councilman Rice.

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- 7-R-d. Resolution authorizing Director of Engineering to execute and enter into contract with Survsat Corp. in association with ADR Geodetic Services, for purpose of performing photogrammetric mapping control and relating map information to surface of earth, for total amount of \$85,000.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project in net amount not to exceed additional \$8,400., for period of one year. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a))
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Engineering Director Zach met with Council October 4, 1988.)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilman Rice.

- 7-R-e. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with 9 Day Care Centers, to provide childhood day care services, for period June 1, 1988 to May 31, 1989, in the amount of \$255,228.; audit fee \$2,552., totalling \$257,780., funds derived from Housing and Community Development Act Funds, Year XIV, allocated to Department of Health and Human Services.
 (Tri City Day Care Center, St. Joseph's Day Care Center, Sherman Community Center, North Ward Development Center, New Hope Development Center, King Memorial Day Care Center, Ironbound Children's Center, Babyland Nursery, Chen School)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilman Rice.

- 7-R-f. Resolution authorizing Mayor and Director of Health and Human Services to apply for funds from New Jersey Department of Health, in amount of \$38,164., for period January 1, 1989 to September 30, 1989, to employ a full time City of Newark AIDS Coordinator, travel expenses and supplies for provision of AIDS prevention/education to residents of City of Newark; does not require expenditure of public funds by City of Newark.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilman Rice.

- 7-R-g. Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into contract with State of New Jersey, Department of Personnel Training Lab, for a Typist/Word Processor Training Program, PY '88-35-01-N, for period September 1, 1988 through June 30, 1989; contract shall not exceed \$81,065. for 30 participants; funds available from New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilman Rice.

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7-R-h.

Resolution ratifying and authorizing Business Administrator to enter into contract with Dillon Security Co., Inc., 76 Clinton Avenue, Newark, New Jersey, lowest responsible bidder, to Provide Security Guard Services, for period September 1, 1988 to August 31, 1989; contract shall not exceed \$1,750,000.; \$300,000. encumbered in 1988 budget of Department of General Services, Division of Public Buildings; any additional expenditures contingent upon and subject to appropriation of and certification of funds in each year.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilman Rice.

7-R-i.

Resolution authorizing Business Administrator to accept proposal of Jerome G. Rose, P.P., A.I.C.P., J.D., to review and analyze the City's 1988 Master Plan and for appearances, for total sum of \$15,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the Deputy City Clerk to request Ms. Alice Herring, Executive Secretary, Central Planning Board, to forward a copy of the Master Plan for their information and if the total plan is not ready, a copy of what is available was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Not Voting: Councilman Carrino.

Absent: Councilman Rice.

Councilman Payne excused himself from the meeting to attend a meeting in Washington, D. C.

7-R-j.

Resolution authorizing Mayor and Director of Engineering to make payment to firm of Charles A. Manganaro, 1 Rutherford Street, Newark, New Jersey, in total amount not to exceed sum of \$15,000., for professional services rendered in accordance with contract as approved by Resolution 7-R-w, March 20, 1985, which authorized preparation of construction documents and construction oversight for 24" Parallel Sanitary Sewer in Doremus and Wilson Avenues, for total sum of \$161,300.; change orders authorized in amount not to exceed \$3,500. and \$4,500. (Construction activity exceeded period of time consultant was obligated to provide services.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the Deputy City Clerk to communicate with Business Administrator Monteilh and Engineering Director Zach requesting that a report be submitted, with periodic updates, detailing the amount of municipal dollars expended to date for any project in the vicinity of the Resource Recovery plant site was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-k.

Resolution ratifying and authorizing Director of Engineering to execute contract with Dresdner, Robin & Associates, 43 Montgomery Street, Jersey City, New Jersey, for professional services for purpose of site plan and variance review, site evaluation, and associated professional services, for period August 1, 1988 to July 31, 1989, fee not to exceed \$20,000. (Contract awarded without competitive bidding as a "Professional Service" in accordance with Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

October 5, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-1.

Resolution confirming action taken by Mayor and Director of Engineering to secure services of Bailey Contracting Company, Inc., DBA: Jaybail Associates, Inc., 22 Pleasant Avenue, Montclair, New Jersey, lowest responsible proposal submitted, pursuant to N.J.S.A. 40A:11-6; further authorizing Mayor and Director of Engineering to render payment after demolition has been completed to Bailey Company Inc., DBA: Jaybail Associates, Inc., for 52 James Street, for total sum of \$17,500.; further, authorizing Corporation Counsel to recover cost of demolition from property owner in accordance with Court Order executed in matter entitled City of Newark v. Urban Frontier Development Corporation.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-m.

Resolution authorizing Director of Engineering to execute contract with Professional Planning and Engineering Corporation, 60 East Hanover Avenue, Morris Plains, New Jersey, for design services for Renovations to William Ashby-Wallace Street Park, for total sum of \$14,000.; funds provided in 1988 Operating Budget. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-n.

Resolution authorizing Director of Engineering to execute contract with Gaston Lawrence Raffaelli, P.E., 5 Crescent Avenue, Rocky Hill, New Jersey, for design services for Renovation of John F. Kennedy Pool Building, West Kinney and Howard Streets, for total sum of \$109,000.; further, authorizing Director of Engineering to execute Change Orders, as needed to fulfill goals of this project, in net amount not to exceed \$8,400.; funds provided in 1988 Capital Budget. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with Council October 4, 1988)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-o.

Resolution authorizing Director of Engineering to execute Change Order with Austin Helle Co., Inc., 886-B2 Pompton Avenue, Cedar Grove, New Jersey, for total sum of \$151,737., for additional work discovered after start of construction or made necessary by changes in requirement of Fire Sub-Code Official, to John F. Kennedy Recreation Center; funds provided in Capital Budget (Resolution 7-R-ea (A.S.) May 18, 1988, Contract 88-19, \$1,596,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with Council October 4, 1988)

October 5, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-p.

Resolution authorizing Director of Engineering to execute Change Order with Custodis-Cottrel, Inc., P.O. Box 371101M, Pittsburgh, Pennsylvania, for construction of Pequannock Water Treatment Facilities, for total sum of \$116,119., which sum includes all labor material and equipment necessary to perform additional work; funds provided in 1988 Capital budget. (Resolution 7-R-o September 3, 1986, Contract 86-10, \$41,585,530.)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with Council October 4, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-q.

Resolution confirming action taken by Director of Engineering to secure services of LaFera Contracting Co., 149-153 Verona Avenue, Newark, New Jersey, lowest responsible proposal submitted; pursuant to N.J.S.A. 40A:11-6; further, authorizing Director of Engineering to execute contract with La Fera Contracting Company for emergency repair to brick sewer located at intersection of North 9th Street and 6th Avenue, for total lump sum of \$179,850.; funds provided in 1988 Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-r.

Resolution authorizing Director of Engineering to execute Change Order, with M & L Construction Co., Inc., 914 Doremus Avenue, Newark, New Jersey for construction of a New Welfare Building (a mixed use office building), for sum not to exceed \$78,000., funds provided in 1988 Capital Budget. (Resolution 7-R-e (S-2) June 12, 1987, Contract 86-12, \$2,941,700.)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with Council October 4, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-s.

Resolution authorizing Director of Engineering to execute Change Order with Custodis-Cottrel, Inc., P.O. Box 371101M, Pittsburgh, Pennsylvania, for construction of Pequannock Water Treatment Facilities, for total sum of \$12,459., which sum includes all labor, material and equipment; funds provided in 1988 Capital Budget. (Resolution 7-R-o September 3, 1986, Contract 86-10, \$41,585,530.)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with Council October 4, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

October 5, 1988

7-R-t.

Resolution authorizing Mayor and Director of Engineering to execute Change Order with LaFera Contracting Company, 149 Verona Avenue, Newark, New Jersey, 24" Relief Sanitary Sewer, Wilson and Doremus Avenues, for total sum of \$192,000. which includes all labor, material and equipment necessary to perform the work; funds provided in 1988 Operating Budget. (Resolution 7-R-c (S-2), June 12, 1987, Contract 86-02, \$2,067,000.01)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with Council October 4, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-u.

Resolution authorizing Mayor and Director of Development to enter into and execute contract with Leaguer's Inc., a New Jersey Non-Profit Corporation, for purpose of rehabilitating a portion of 731 Clinton Avenue, to create a community library, study center, and reading lounge for low and moderate income residents, for period March 1, 1989 to February 28, 1990, in amount of \$50,000.; funds provided in H.C.D.A. FY XIV.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilmen Payne, Rice.

7-R-v.

Resolution authorizing Mayor and Director of Development to enter into and execute contract with Newark Day Care Center, Inc., a New Jersey non-profit Corporation, for purpose of rehabilitating physical structure at 45 Hill Street to operate the facility, for period October 6, 1988 through October 5, 1989, in the amount of \$52,784.; funds provided through H.C.D.A FY XIV in amount of \$40,000. and FY XII in amount of \$12,784.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilmen Payne, Rice.

7-R-w.

Resolution authorizing Mayor and Director of Development to enter into and execute contract with Coalition Six, Inc., a New Jersey non-profit Corporation, for purpose of providing administrative funds to implement Balanced Housing Program and for home improvements for residents residing in low and moderate income structures, for period October 6, 1988 to October 5, 1989, in amount of \$50,000.; funds provided in H.C.D.A. FY XIV.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilmen Payne, Rice.

October 5, 1988

7-R-x.

Resolution ratifying and authorizing Mayor and Director of Development to enter into and execute contract with Ironbound Boys' and Girls' Club, Inc., a New Jersey non-profit Corporation, for purpose of rehabilitating 11 Providence Street and 138 Clifford Street, to use as a Community Center for low and moderate income residents, for period October 1, 1988 to September 30, 1989, in amount of \$45,000.; funds provided in H.C.D.A. FY XIV.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilmen Payne, Rice.

7-R-y.

Resolution authorizing Department of Development's Division of Housing Assistance to establish a Balanced Housing Neighborhood Preservation Program Trust Fund for purpose of facilitating redevelopment of the City of Newark and implementing activities to create new housing and rehabilitated substandard housing.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilmen Payne, Rice.

7-R-z.

Resolution authorizing Director of Finance to issue check in amount of \$650. to Charles Sparks, 736 South 12th Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; filed timely notice of claim for damages to chain link gate, fence and walk gate, when fire truck attempting to prevent fire from communicating to an occupied exposure building fought fire on South 11th Street from driveway of 736 South 12th Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilmen Payne, Rice.

7-R-ba.

Resolution authorizing Director of Finance to issue check in amount of \$17,500 to Timothy Blue and Ruth Blue and Frederick R. Schreck, their attorney and check in amount of \$6,000. to Kevin Blue and Ruth Blue and Frederick R. Schreck, their attorney, 573 Dr. Martin Luther King, Jr. Boulevard, Newark, New Jersey, totalling \$23,500., upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Essex County, Law Division against City of Newark and certain of its employees seeking damages for personal injuries allegedly sustained as result of actions by city employees.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Grant met with Council October 4, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilmen Payne, Rice.

7-R-bb.

Resolution authorizing Director of Finance to issue check in amount of \$75,000. to Severo Rodriguez-Ocasio and his attorney Joseph Ginarte, 744 Broad Street, Newark, New Jersey, upon release of any and all claims now and in the future against the City inclusive of medical expenses to date or expended in the future; plaintiff instituted lawsuit in Superior Court of New Jersey, Law Division, Essex County against City of Newark and its driver for injuries resulting from accident when plaintiff was a pedestrian crossing the street at intersection of Thomas Street and Broad Street, when he alleges he was struck and run-over by City of Newark garbage truck suffering severe injuries.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Grant met with Council October 4, 1988)

October 5, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilmen Payne, Rice.

7-R-bc.

Resolution authorizing Director of Finance to issue check in amount of \$500. payable to Kenneth Marcell and Bendit, Weinstock & Sharbaugh, his attorneys, 80 Main Street, West Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Kenneth Marcell, employee of Newark Fire Department, initiated claim for uninsured motorist benefits as result of accident which occurred when City fire vehicle was involved in accident with uninsured vehicle.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilmen Payne, Rice.

7-R-bd.

Resolution authorizing Director of Finance to issue check in amount of \$9,500. payable to Thomas D. and Loretta Sharpe and Gerald J. Kelly, their attorney, upon receipt of all documents deemed necessary by Corporation Counsel; Thomas D. Sharpe and Loretta Sharpe instituted suit in Superior Court of New Jersey, Bergen County, Law Division seeking damages for personal injuries allegedly sustained in accident with City vehicle; City of Newark will pay \$9,500. and two codefendants will each pay \$1,000., for total settlement of \$11,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilmen Payne, Rice.

7-R-be.

Resolution authorizing Director of Finance to issue check in amount of \$5,500. payable to Gilbert Gallo by his guardian Gloria Gallo and his attorneys Bross, Strickland, Cary and Grossman, 1180 Raymond Boulevard, Suite 2233, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted lawsuit in Superior Court, Law Division against City of Newark and others for personal injuries resulting from accident when plaintiff was passenger on school bus involved in collision with City of Newark police car. (City of Newark-\$5,500., owner of school bus-\$2,000. totalling \$7,500.).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilmen Payne, Rice.

7-R-bf.

Resolution authorizing Director of Finance to issue check in amount of \$2,500. payable to Aubrey Wiggins and his attorney Jeffrey Marshall, 332 Lafayette Street, Newark, New Jersey; instituted suit in Superior Court, Law Division for personal injuries and lost wages; plaintiff involved in trip and fall over severed sign post located in front of City property on sidewalk on Central Avenue near its intersection with 10th Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

October 5, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Carrino.
 Absent: Councilmen Payne, Rice.

7-R-bg.

Resolution authorizing Director of Finance to issue check in amount of \$8,000. payable to Melinda Cowan and her attorney, Ronald Nelinson, 134 Evergreen Place, East Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel, for personal injuries sustained to Ms. Cowan when her vehicle was struck in rear end by Division of Sanitation garbage truck; instituted lawsuit against City of Newark and garbage truck driver in Superior Court of New Jersey, Law Division.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Carrino.
 Absent: Councilmen Payne, Rice.

7-R-bh.

Resolution authorizing Director of Finance to refund check in sum of \$1,008. to Nancy Lee Baldwin c/o Emil Block, Seven Highland Place, Maplewood, New Jersey, upon receipt of retail plenary consumption license #0714-33-389-004, by Executive Secretary of the A.B.C.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Carrino.
 Absent: Councilmen Payne, Rice.

7-R-bi.

Resolution authorizing Director of Finance to issue check in amount of \$480. to Reitman, Parsonnet, Maisel and Duggan, Esqs., 744 Broad Street, Suite 1807, Newark, New Jersey, in matter of Essex County Jail Inmates, et als v. Collier and Fauver and U.S.A. v. City of Newark v. County of Essex, Judge Ackerman of United States District Court, appointed Sidney Reitman, Special Master.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Carrino.
 Absent: Councilmen Payne, Rice.

7-R-bj.

Resolution authorizing the City Treasurer to issue check in amount of \$300.84 payable to Anibal Roman, 152 East Kinney Street, Newark, New Jersey, Account Number 08-405-0150-00, Block No. 0917, Lot No. 052, customer overpaid water/sewer charge on July 13, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Carrino.
 Absent: Councilmen Payne, Rice.

October 5, 1988

7-R-bk.

Resolution designating reserved parking space for handicapped motorists on Lincoln Avenue, east side, beginning 183 feet north of the northerly curblin of Irving Street and extending 25 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Payne, Rice.

7-R-bl.

Resolution designating reserved parking space for handicapped motorists on Elm Street, south side, beginning 278 feet east of the easterly curblin of New Jersey Railroad Avenue and extending 25 feet easterly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Payne, Rice.

7-R-bm.

Resolution designating reserved parking space for handicapped motorists on West Alpine Street, south side, beginning 61 feet east of the easterly curblin of Ridgewood Avenue and extending 21 feet easterly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Payne, Rice.

7-R-bn.

Resolution designating reserved parking space for handicapped motorists on 3rd Avenue, south side, beginning 225 feet west of the westerly curblin of Broadway and extending 25 feet westerly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Payne, Rice.

7-R-bo.

Resolution designating reserved parking space for handicapped motorists on Garside Street, west side, beginning 310 feet south of the southerly curblin of Park Avenue and extending 25 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Payne, Rice.

October 5, 1988

7-R-bp.

Resolution designating reserved parking space for handicapped motorists on Badger Avenue, west side, beginning 216 feet south of the southerly curblineline of Watson Avenue and extending 25 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-bq.

Resolution designating reserved parking space for handicapped motorists on Weequahic Avenue, north side, beginning 361 feet west of the westerly curblineline of Parkview Terrace and extending 25 feet westerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-br.

Resolution establishing position and salary range for Food Service Worker-I Receptionist in the Office of the Municipal Council, effective January 1, 1988.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-bs.

Resolution authorizing Manager of Taxicab Unit to execute a Hold Harmless and Indemnification to Essex County College for any claims arising out of the use of Lecture Hall #2132 on October 21 and 28, 1988, November 4 and 18, 1988 and December 10, 1988; Newark Police Department/Taxicab Unit to conduct first USA NICE "Jersey Gents and Ladies Too" Seminar.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-bt.

Resolution authorizing Director of Development to execute a Subordination Agreement with Howard Savings Bank authorizing City to subordinate its reversionary interest in the property located at 95-103 North 6th Street, Block 1887, Lot 54, for purpose of allowing Grantee (North Sixth Street Urban Renewal Corporation) to obtain mortgage financing; Conditions of Sale requiring completion of project to be August 28, 1988; all other terms and conditions of sale as set forth in Resolution 7-R-dc, August 6, 1986, are in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

October 5, 1988

7-R-bu. Resolution requesting Director of Local Government Services to make corrections in 1988 City of Newark Budget from Unclassified Purposes, Salary and Wage, Personnel Adjustment Program-\$1,155,791. to Department of Fire, Salaries and Wages, Personnel Services-\$1,071,655., Other Pay-\$63,882.; Office of the Mayor, Office of Citizen Services, Salaries and Wages-\$20,254., totalling \$1,155,791.; to provide funds for salary increases as result of Labor Contract with Professional Fire Officers Association, for employee returned to duty by Court Order and salary increase for Manager, Division of Citizen Services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-bv. Resolution authorizing amendments to current life/health benefits policies to upgrade and/or increase benefits for elected and certain appointed officials and for certain employees who are exempt from representation by a collective bargaining unit, and for certain retirees.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to return the resolution to Administration, per request of Personnel Officer, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-bw. Resolution amending Resolution 7-R-z, April 1, 1987, amending contract with Essex County Department of Citizen Services, Division on Aging, Nutrition Project for the Elderly, for period January 1, 1986 to December 31, 1986, to increase U.S.D.A. Funds by \$15,193.47; Essex County Division on Aging-\$142,947., USDA Reimbursement (\$15,193.47 Increase)-\$212,143.47, 1985 Carry-over (estimated)-\$50,000., City of Newark In-Kind Contribution (estimated)-\$154,797., Project Income-\$94,143.96 totalling \$654,031.43.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-bx. Resolution amending Resolution 7-R-bc, June 29, 1988, contract with Charles Garo Ashjian, Esq., for professional services with respect to preparation of pleadings, related legal papers, entry of judgements and consent orders vacating erroneous entry of Judgement in particular claims as well as Consent Orders to Vacate after period of 90 days following entry of judgement and for incidental title searches to support filing of complaint necessary to foreclose, in rem, approximately 1,200 properties by amending Paragraph 2 and by amending cost of contract amount from \$24,000. to \$34,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-by.

Resolution amending Resolution 7-R-ef (A.S.), October 2, 1985, contract for Professional Services for Renovation of 94 Williams Street with Brown and Hale, Architects, 196 Clinton Avenue, Newark, New Jersey, for total sum of \$167,500., by increasing costs for Professional Services required for revised program and revised schedule of completion to \$25,150., totalling \$192,650.; funds for contract amendment provided in 1988 Capital Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-bz.

Resolution granting extension of leave of absence without pay to Diane Earley, Secretarial Assistant, City Clerk and Municipal Council, for period beginning November 1, 1988 and ending November 1, 1989. (Appointed Aide to Councilman II First leave began May 1, 1986)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-ca.

Resolution recognizing and commending John A. Sahlman on the eminent occasion of his retirement after 42 years from the Public Service Electric and Gas Company and further, for his outstanding leadership in the Newark Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-cb.

Resolution recognizing and commending Alex Plinio, Vice President of Public Affairs at The Prudential Insurance Company of America, on the distinguished occasion of being promoted to the position of Vice President of Marketing with The Prudential Asset Management Company.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-cc.

Resolution recognizing and commending the Lions Club of Newark, New Jersey for providing essential civic and financial contributions to the Ironbound community; and further, congratulating the incoming leadership of this outstanding organization.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-cd.

Resolution recognizing and commending Clinton White for his act of courage and valor while responding to the scene of a fire.

(For action on this resolution, see page 2 in the minutes of this meeting.)

- 7-R-ce. Resolution expressing profound sorrow and regret at the passing of Mr. Raymond Stabile.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

- 7-R-cf. Resolution expressing profound sorrow and regret at the passing of Mr. Fred F. Stecher, Sr.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

- 7-R-cg. Resolution recognizing and commending the First Annual South Atlanta Reunion to be held on October 8, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

- 7-R-ch. Resolution supporting Assembly Bill A-3154 which establishes an Urban Pre-Kindergarten Education Pilot Program.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

- 7-R-ci. Resolution by the Newark Municipal Council declaring the week of October 2, 1988 to be "Spain Week" throughout the City of Newark, New Jersey, in recognition of the many contributions of Spanish Americans to America.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

- 7-R-cj. Resolution authorizing Director of Engineering to execute Contract 86-05, (A.S.) Belleville Reservoir System Rehabilitation and Improvements, with J. Fletcher Creamer & Sons, Inc., 101 East Broadway, Hackensack, New Jersey, lowest responsible bidder, for total sum of \$4,442,500.; further, authorizing Director of Engineering to execute Change Orders, as needed to fulfill goals of this project in net amount not to exceed an additional \$8,400.; funds provided by Ordinance 6-S & F-q June 24, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the Deputy City Clerk to invite Engineering Director Zach to meet with the Members of the Municipal Council at their October 19, 1988 pre-meeting conference was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-ck.
(A.S.)

Resolution recognizing and commending Bruce Snead, a native of Newark, on the grand occasion of being selected to dance the lead in the Garden State Ballet's production of "Peter and the Wolf", this upcoming Spring.

(For action on this resolution, see page 2 in the minutes of this meeting.)

7-R-cl.
(A.S.)

Resolution recognizing and commending the New Jersey Division of Newark Public Library on the distinguished occasion of its 50th Anniversary joyously celebrated on October 19, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-cm.
(A.S.)

Resolution recognizing and commending the beautiful City of Newark, California, and conveying to the Honorable Shirley Sisk, Councilwoman in Newark, California and all the residents of that community the best wishes, warm greetings and profound respect from the Municipal Council and the citizens of Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-cn.
(A.S.)

Resolution authorizing Manager of License Division to issue Carnival License to Israel Memorial Church A.M.E. Church, for period October 12, 1988 to October 16, 1988, 54 Lincoln Street (church yard).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-co.
(A.S.)

Resolution recognizing the occasion of Columbus Day 1988 in the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-R-cp.
(A.S.)

Resolution recognizing and commending Alphonse "Nappy" Naporano, long time Newark Resident, on the happy occasion of his 63rd Birthday.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

October 5, 1988

- 7-R-cq.
(A.S.) Resolution recognizing and commending the "U.M.D.N.J. FAMILY" Softball Team for demonstrating superior athletic skills and teamwork while winning the 1988 Newark City Softball League Championship.

(For action on this resolution, see pages 2 and 3 in the minutes of this meeting.)

- 7-R-cr.
(A.S.) Resolution recognizing and commending Centro Orensano for its outstanding contributions to the Spanish Community in the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

- 7-R-cs.
(A.S.) Resolution approving Tax Abatement Application and Financial Agreement for Victoria Urban Renewal Development Corporation for proposed renovation of 21 residential condominium units, located at 69-75½ Highland Avenue; 83-85-87 Highland Avenue; 100 Highland Avenue (Block 538, Lots 37, 38, 39, 43, 44 and 78; Block 540, Lot 24; Block 507, Lot 66); granting exemption from taxation on improvements for a period of 30 years from date of issuance of a Certificate of Occupancy, pursuant to N.J.S.A. 40:55C-40, et seq., and only so long as the entity is subject to, and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented; and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

At a later time in the meeting, after Motion 7-M-g, a motion to reconsider 7-R-cs (A.S.) was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

A motion to amend the resolution by adding thereto the annual service charge to be paid to the City shall be calculated on a percentage of the purchase or sales price for all residential condominium units: 1.5% for units priced under \$50,000., 2% for units priced from \$50,001. to \$100,000., 2.5% for units priced from \$100,001. to \$200,000., 3% for units priced over \$200,001. was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

- 7-R-ct.
(A.S.) Resolution authorizing Mayor to enter into letter agreement with New Jersey Department of Community Affairs for a FY 1989 special legislative assistance grant for demolition in amount of \$250,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
 Absent: Councilmen Payne, Rice.

7-R-cu.
 (A.S.) Resolution authorizing Mayor and Local Coordinator of the Supplemental Safe Neighborhoods Program to file application with New Jersey State Department of Community Affairs in amount of \$1,304,066.08 for FY 1989. (Continue police patrols)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
 Absent: Councilmen Payne, Rice.

7-R-cv.
 (A.S.) Resolution authorizing Director of Development to negotiate contract with Town Gate Company, 100 Parkhurst Avenue, Newark, New Jersey, only proposal submitted, for sum not to exceed \$500,000. (solid roll-up security gates in the Central Business District)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
 Absent: Councilmen Payne, Rice.

7-R-cw.
 (A.S.) Resolution ratifying and authorizing Mayor to enter into letter agreement with New Jersey Department of Community Affairs for up to \$50,000. in reimbursements for inspections performed under the State-Local Cooperative Housing Inspection Program.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
 Absent: Councilmen Payne, Rice.

7-R-cx.
 (A.S.) Resolution revising agreement between City of Newark and the Port Authority as to the Southward Industrial Park Project.
 (Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see pages 21 and 22 in the minutes of this meeting.)

7-R-cy.
 (A.S.) Resolution amending Resolution 7-R-e, September 16, 1987 "Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark to execute contract engaging the services of Bruno Associates, Inc., as a Public Relations Consultant for the Municipal Council for the period beginning October 1, 1987 and ending September 30, 1988, for sum of \$55,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.), by extending the ending period from September 30, 1988 to December 31, 1988 and changing sum to \$13,749.99 for said extension.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
 Absent: Councilmen Payne, Rice.

October 5, 1988

- 7-R-cz.
(A.S.) Resolution congratulating Deputy City Clerk Mark Davis and his lovely wife, Belinda, on the blessed occasion of the birth of their adorable daughter, Tiffany Ashley.

(For action on this resolution, see page 3 in the minutes of this meeting.)

- 7-R-da.
(A.S.) Resolution authorizing Director of Finance to set aside \$2,000,000. in lieu of Fidelity Bond in order that City of Newark meets New Jersey Department of Community Affairs; said funds will be set aside in HCDA Trust 4804 Urban Development Action Grant.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

MOTIONS.

- 7-M-a. A MOTION REQUESTING A STATUS REPORT ON THE REMODELING AND IMPROVEMENTS OF THE HAYES CIRCLE LIBRARY was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Harris, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.
Absent: Councilmen Payne, Rice.

- 7-M-b. A MOTION DIRECTING THE DEPUTY CITY CLERK TO SCHEDULE, FOR DISCUSSION, RULES AND REGULATIONS REGARDING CITY COUNCIL PROCEDURES AND COUNCIL MEETINGS ON THE SPECIAL CONFERENCE OF OCTOBER 11, 1988 was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Harris, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.
Absent: Councilmen Payne, Rice.

- 7-M-c. A MOTION INDICATING THE NEWARK MUNICIPAL COUNCIL'S STRONG OPPOSITION TO ANY DISCUSSION OR PROPOSAL RELATED TO THE ESTABLISHMENT OF A SLUDGE BURNING FACILITY IN THE CITY OF NEWARK was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Harris, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.
Absent: Councilmen Payne, Rice.

- 7-M-d. A MOTION SUPPORTING SENATE BILL S-605, SPONSORED BY SENATOR RONALD RICE, WHICH LEGISLATION IMPOSES STRICT PENALTIES UPON JUVENILE CAR THIEVES: FURTHER COMMENDING SENATOR RICE FOR HIS EXEMPLARY LEADERSHIP IN ADDRESSING THIS MENACING PROBLEM was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Harris, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.
Absent: Councilmen Payne, Rice.

7-M-e.

A MOTION REQUESTING THE CITY ADMINISTRATION TO INSTITUTE MORE STRINGENT REGULATIONS AND STANDARDS PERTAINING TO THE SALE AND DISTRIBUTION OF FRESH FISH AND PROCESSED FISH; FURTHER, REQUESTING THE APPROPRIATE OFFICIALS TO MOVE FORTHWITH IN THE ROUTINE INSPECTION OF FISH PER SE was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-M-f.

A MOTION CONGRATULATING MR. & MRS. ALFRED FAIELLA ON THE JOYOUS OCCASION OF THE BIRTH OF THEIR BABY BOY, ADAM was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-M-g.

A MOTION REQUESTING THE LAW DEPARTMENT TO RESEARCH THE LEGALITY OF A PROPOSED ORDINANCE WHICH WOULD REQUIRE 200% OFF-STREET PARKING FOR NEW CONSTRUCTION OF RESIDENTIAL DEVELOPMENTS IN THE IRONBOUND COMMUNITY (DEFINED BY McCARTER HIGHWAY ON THE WEST, RAYMOND BOULEVARD ON THE NORTH, NEW JERSEY TURNPIKE ON THE EAST AND SOUTH STREET AND DELANCY STREET ON THE SOUTH; FURTHER, REQUESTING A MORATORIUM, EFFECTIVE JANUARY 1, 1989, ON NEW CONSTRUCTION FOR RESIDENTIAL DEVELOPMENTS WHICH DO NOT PROVIDE FOR 200% PARKING AND COMMERCIAL DEVELOPMENTS WHICH DO NOT PROVIDE FOR ADEQUATE OFF-STREET PARKING AS DETERMINED BY A THOROUGH INVESTIGATION BY THE PLANNING AND ZONING BOARDS was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-M-h.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN G. WRIGHT, BROTHER-IN-LAW OF ELMER HERRMANN, LEGISLATIVE RESEARCH OFFICER FOR THE NEWARK MUNICIPAL COUNCIL was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-M-i.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. HELEN W. FULLILOVE, WIFE OF THE LATE DR. ROBERT E. FULLILOVE, JR. was made the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-M-j.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARY A. ASHBY, WIFE OF WILLIAM M. ASHBY, A LONG-TIME CIVIL RIGHTS LEADER was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

7-M-k.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CARL HOLMAN, FORMER NATIONAL EXECUTIVE DIRECTOR OF THE NATIONAL URBAN COALITION LOCATED IN WASHINGTON, D.C. was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.

- 8-a. The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 23, 1988, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by prohibiting parking on Lister Avenue".
 (Deleting: Lister Avenue, Both sides, beginning at the easterly curblane of Lockwood Street and extending 200 feet easterly therefrom
 Adding: Lister Avenue, Both sides, beginning 140 feet east of the easterly curb line of Lockwood Street and extending 200 feet easterly therefrom)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approval not required by Department of Transportation)

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
 Absent: Councilmen Payne, Rice.

- 8-b. The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 22, 1988, enclosing proposed "Ordinance amending Section 23:4.1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Wilbur Avenue".
 (Wilbur Avenue: From Bergen Street to Elizabeth Avenue)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval from Department of Transportation)

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
 Absent: Councilmen Payne, Rice.

- 8-c. The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 23, 1988, enclosing proposed "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the one-way designation on Edison Place".
 (Deleting - Edison Place: Eastbound, from Broad Street to NJRR Avenue.
 Adding - Edison Place: Eastbound, from Broad Street to Mulberry Street; Eastbound, from 250 feet east of the easterly curblane of Mulberry Street to NJRR Avenue).
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval from Department of Transportation)

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
 Absent: Councilmen Payne, Rice.

October 5, 1988

8-d.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 16, 1988, enclosing proposed "Ordinance prohibiting the use of Chlorofluorocarbons Processed Food Packaging".

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

8-e.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 16, 1988, enclosing proposed "Ordinance to amend Title 2, Administration, Chapter 14, Personnel Practice and Policies, Section 5, Annual Vacation Leave of Subparagraph (a)(2), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by providing compensation for unused vacation time".

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

8-f.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, Grant, received September 26, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor', (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the titles of Attendant, Baths and Pools and Senior Attendant, Baths and Pools and to abolish the titles of Attendant, Recreation and Parks and Senior Attendant, Recreation and Parks in the Department of Health and Human Services)."

(Attendant, Baths & Pools	0	\$10,929.95 - \$12,968.39
(35 hours)		

Senior Attendant Baths & Pools	0	\$12,422.35 - \$14,781.90
(35 hours))		

(Creating titles and abolishing titles in compliance with New Jersey Department of Personnel's Title Standardization Program. Represented by Newark Council #21, Civil Service Association. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

8-g.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, Grant, received September 26, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor', (6-S & F-d) adopted May 4, 1977 and amendments thereto. (To create the title of Librarian, Electronic Data Processing in the Department of Administration)".

(Librarian, Electronic Data	(1)	\$17,777.87 - \$20,558.18
Processing (35 hours))		

(Creating title in Department of Administration. Represented by Newark Council #21, Civil Service Association. Employee currently in title in Finance Department will be transferred to Administration.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

October 5, 1988

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Payne, Rice.

- 8-h. The Deputy City Clerk presented Communication from Business Administrator Monteilh, Grant, received September 26, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development', (6-S & F-z) adopted July 16, 1986 as amended and supplemented. (To create the titles of Cost Estimator, Property Improvement and Senior Cost Estimator, Property Improvement, and to abolish the titles of Rehabilitation Specialist and Senior Rehabilitation Specialist in the Department of Development)".

(Cost Estimator, (5) \$24,491.68 \$29,452.83
Property Improvement 9/12/88
(35 hours)

Sr. Cost Estimator, (3) \$25,642.76 - \$30,852.12
Property Improvement 9/12/88
(35 hours))

(Creating new titles and abolishing old titles to more properly classify duties and responsibilities of employees performing duties. Represented by Newark Council #21, Civil Service Association. No salary change.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Payne, Rice.

- 8-i. The Deputy City Clerk presented Communication from Business Administrator Monteilh, Grant, received September 26, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development', (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Director, Economic Development Program and to abolish the title Manager, Division of Economic Development in the Department of Development)".

(Director, Economic (1) \$42,932.89 - \$52,082.43
Development Program)

(Change title from Manager, Division of Economic Redevelopment to Director, Economic Development Program per New Jersey Department of Personnel Reclassification. Not represented by any bargaining unit. No salary change.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Payne, Rice.

- 8-j. The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 26, 1988, enclosing proposed "Ordinance to amend Title 17, Offenses, Miscellaneous, Chapter 14, Sale and Transfer of Spray Paint Containers and Indelible Markers of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To include a prohibition against the defacing of real and personal property, as well as restrict the sale and transfer of spray paint containers and indelible markers and increase the penalty for violations thereof)".

(Copy of ordinance and correspondence submitted to each Member of the Council)

October 5, 1988

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

- 8-k. The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 26, 1988, enclosing proposed "Ordinance approving the sale of premises commonly known as 65 Central Avenue, Block 35, Lot 29, to the Newark Museum pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1)" (\$1.00)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

- 8-l. The Deputy City Clerk presented Communication from Business Administrator Monteilh, Grant, received September 26, 1988, enclosing proposed "Ordinance granting a permanent bridge easement to the State of New Jersey, Department of Transportation for 784 sq. ft. of Block 5042, Lots 74 through 76, (Routes U.S. 1 & 9) also known as ER44 for the consideration of \$2,000., pursuant to N.J.S.A. 40A:12-13(b)(1)".

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

- 8-m. The Deputy City Clerk presented Communication from Business Administrator Monteilh, Grant, received September 26, 1988 enclosing proposed "Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6(c) for years 1986, 1987 and 1988 on properties owned by Cedar Grove Primitive Baptist Church located at 11 Mercer Street and 13-15 Mercer Street, being Block 2507, Lots 9 & 7, respectively, Newark, New Jersey."

(\$8,921. plus applicable fees and interest for years 1986, 1987 and 1988. Failed to file claim for continued tax exemption.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

- 8-n. The Deputy City Clerk presented Communication from Business Administrator Monteilh, Grant, received September 26, 1988, enclosing proposed "Ordinance to amend Ordinance 6-S & F-f adopted January 21, 1987, amending and supplementing Title 2, Administration, Department of Development, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by adding the Division of City Planning) to the Department of Development".

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

- 8-o. The Deputy City Clerk presented Communication from Business Administrator Monteilh, Grant, received September 26, 1988, enclosing proposed "Ordinance providing for the vacation of Ball Street, as laid out 60 feet on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from the Southerly line of Wilson Avenue to its Southerly Terminus."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

- 8-p. The Deputy City Clerk presented Communication from Business Administrator Monteilh, Grant, received September 26, 1988, enclosing proposed "Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6(c) for the year 1986 on property owned by First Corinthian Baptist Church and located at 585 South 10th Street, Block 313, Lot 12, Newark, New Jersey."

(\$461.88 plus applicable fees and interest for year 1986. Failed to file a claim for continued tax exemption.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

9-a.

Communication from Business administrator Monteilh, received July 12, 1988, enclosing proposed "Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Summit Avenue as a one-way street."

(Summit Avenue: Southbound, from Chancellor Avenue to the City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval from the Department of Transportation, Division of Traffic Engineering)

(Engineering Director Zach met with Council October 4, 1988)

A motion directing the Deputy City Clerk to place this ordinance on the October 19, 1988 agenda of the Municipal Council for first reading was made by THE Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a.

The Deputy City Clerk reported the following Bingo and Raffle Licenses were issued from September 13, 1988 to September 27, 1988:

BINGO LICENSESLICENSEELICENSE NUMBER

St. Benedict Booster Club
St. Benedict Church
St. Rose of Lima Church
Holy Name Society, Sacred Heart Church, Vailsburg
St. Francis Xavier Home School Association
Blessed Sacrament Home School Association

9896 (Amended)
9897 (Amended)
9970
9972
9973
9974

RAFFLE LICENSESLICENSEELICENSE NUMBER

Residents for Community Action
Sport Club Portuguese, Inc.
Rosary Altar Society Sacred Heart Church, Vailsburg
La Casa De Don Pedro

9838 (Amended)
9971
9975
9976

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

Councilman Tucker, through the chair, directed the Deputy City Clerk to forward to the Police Director and all Precinct Commanders a copy of the commercial vehicle (truck parking) ordinance and request the strict enforcement thereof; further, requesting the Police Director to submit an updated report from October 23, 1987, regarding the number of summonses issued to commercial vehicles in violation of said ordinance.

October 5, 1988

ADJOURNMENT.

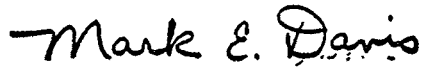
12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

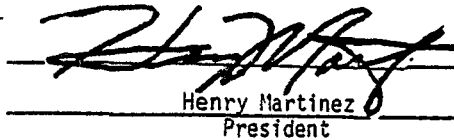
Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Payne, Rice.

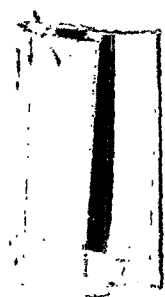
This meeting adjourned at 3:30 P.M.

APPROVED:

Mark E. Davis
Deputy City Clerk



Henry Martinez
President



Newark, New Jersey, October 11, 1988

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Third Floor, City Hall, Newark, New Jersey, at 1:00 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilman Harris.

City Clerk Marasco read letter dated October 7, 1988, from Council President Henry Martinez, calling a special meeting of the Municipal Council for Tuesday, October 11, 1988, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to discuss the following legislation:

New Community Corporation Tax Abatement

Manuel Cardenas Urban Renewal Corporation Tax Abatement

88 Grafton Avenue Urban Renewal Corporation Tax Abatement

North Sixth Street Urban Renewal Corporation Tax Abatement

**Belleville Rehabilitation and Improvements Contract
(Resolution 7-R-cj, deferred October 5, 1988)**

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall."

RESOLUTIONS.

7-R-a. (S)

Resolution approving Tax Abatement Application and Financial Agreement for Manuel Cardenas Urban Renewal Corporation, for proposed construction of a one-story masonry commercial building which will consist of 12 stories with an average per square footage of 900 feet, at 621-635 Broadway (Block 721, Lot 22) granting exemption from taxation on improvements for period of no more than 15 years from date of issuance of Certificate of Occupancy, pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon which the project is to be located, except as the Financial Agreement permits.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution, on condition that the entity pay all outstanding taxes and charges on property, and provide finance commitment letter from bank was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Harris.

421

7-R-b. (S)

Resolution approving Tax Abatement Application and Financial Agreement for 88 Grafton Avenue Renewal Corporation for proposed rehabilitation of a blighted building into a 14 unit condominium, at 88-93 Grafton Avenue (Block 766, Lot 23) granting exemption from taxation on improvements for period of not more than 30 years from date of issuance of a Certificate of Occupancy, pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution and financial agreement by making them consistent with the new formula for residential condominiums provided the entity submit certification of agreement with this formula, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-c. (S)

Resolution approving Tax Abatement Application and Financial Agreement for North Sixth Street Urban Renewal Corporation for the approval of a plan for renovation of existing 5 story brick apartment building into 35 condominium units comprised of 11,380 square feet for project located at 95-103 North Sixth Street, Block 1887, Lot 54; for period of thirty years from date of issuance of Certificate of Occupancy on each unit and only so long as entity is subject to and complies with said Financial Agreement and the said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that entity does not file petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution and financial agreement by making them consistent with the new formula for residential condominiums provided the entity submit certification of agreement with this formula was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-d (S)

Resolution authorizing Director of Engineering to execute Contract 86-05, Belleville Reservoir System Rehabilitation and Improvements, with J. Fletcher Creamer & Sons, Inc., 101 East Broadway, Hackensack, New Jersey, lowest responsible bidder, for total sum of \$4,442,500.; further, authorizing Director of Engineering to execute Change Orders, as needed to fulfill goals of this project in net amount not to exceed an additional \$8,400.; funds provided by Ordinance 6-S & F-q, June 24, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

October 11, 1988

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A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-e. (S)

Resolution approving Tax Abatement Application and Financial Agreement for New Community Manor Renewal Corporation, for construction of a neighborhood shopping center consisting of approximately 54,000 square feet (anchor tenant will be Pathmark Supermarket) at 237-249 South Orange Avenue, 131-185 Bergen Street, 264-278 13th Avenue, 136-186 Camden Street and 13th Avenue between Bergen and Camden Streets (vacated) (Block 261, Lots 4-27, 29-35, 37-41, 43-46, 48-50, 55-58 and 62) granting exemption from taxation on improvements for period of 15 years from date of issuance of Certificate of Occupancy; pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file a petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

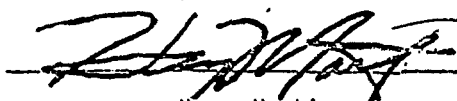
Absent: Councilman Harris.

This meeting adjourned at 1:05 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President



Newark, New Jersey, October 11, 1988

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Third Floor, City Hall, Newark, New Jersey, at 1:00 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilman Harris.

City Clerk Marasco read letter dated October 7, 1988, from Council President Henry Martinez, calling a special meeting of the Municipal Council for Tuesday, October 11, 1988, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to discuss the following legislation:

New Community Corporation Tax Abatement

Manuel Cardenas Urban Renewal Corporation Tax Abatement

88 Grafton Avenue Urban Renewal Corporation Tax Abatement

North Sixth Street Urban Renewal Corporation Tax Abatement

**Belleville Rehabilitation and Improvements Contract
(Resolution 7-R-cj, deferred October 5, 1988)**

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall."

RESOLUTIONS.

7-R-a. (S)

Resolution approving Tax Abatement Application and Financial Agreement for Manuel Cardenas Urban Renewal Corporation, for proposed construction of a one-story masonry commercial building which will consist of 12 stories with an average per square footage of 900 feet, at 621-635 Broadway (Block 721, Lot 22) granting exemption from taxation on improvements for period of no more than 15 years from date of issuance of Certificate of Occupancy, pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution, on condition that the entity pay all outstanding taxes and charges on property, and provide finance commitment letter from bank was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

October 11, 1988

7-R-b. (S)

Resolution approving Tax Abatement Application and Financial Agreement for 88 Grafton Avenue Renewal Corporation for proposed rehabilitation of a blighted building into a 14 unit condominium, at 88-93 Grafton Avenue (Block 766, Lot 23) granting exemption from taxation on improvements for period of not more than 30 years from date of issuance of a Certificate of Occupancy, pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution and financial agreement by making them consistent with the new formula for residential condominiums provided the entity submit certification of agreement with this formula, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-c. (S)

Resolution approving Tax Abatement Application and Financial Agreement for North Sixth Street Urban Renewal Corporation for the approval of a plan for renovation of existing 5 story brick apartment building into 35 condominium units comprised of 11,380 square feet for project located at 95-103 North Sixth Street, Block 1887, Lot 54; for period of thirty years from date of issuance of Certificate of Occupancy on each unit and only so long as entity is subject to and complies with said Financial Agreement and the said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that entity does not file petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution and financial agreement by making them consistent with the new formula for residential condominiums provided the entity submit certification of agreement with this formula was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

October 11, 1989

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7-R-d (S)

Resolution authorizing Director of Engineering to execute Contract 86-05, Belleville Reservoir System Rehabilitation and Improvements, with J. Fletcher Creamer & Sons, Inc., 101 East Broadway, Hackensack, New Jersey, lowest responsible bidder, for total sum of \$4,442,500.; further, authorizing Director of Engineering to execute Change Orders, as needed to fulfill goals of this project in net amount not to exceed an additional \$8,400.; funds provided by Ordinance 6-S & F-q, June 24, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-e. (S)

Resolution approving Tax Abatement Application and Financial Agreement for New Community Manor Renewal Corporation, for construction of a neighborhood shopping center consisting of approximately 54,000 square feet (anchor tenant will be Pathmark Supermarket) at 237-249 South Orange Avenue, 131-185 Bergen Street, 264-278 13th Avenue, 136-186 Camden Street and 13th Avenue between Bergen and Camden Streets (vacated) (Block 261, Lots 4-27, 29-35, 37-41, 43-46, 48-50, 55-58 and 62) granting exemption from taxation on improvements for period of 15 years from date of issuance of Certificate of Occupancy; pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file a petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

This meeting adjourned at 1:05 P.M.

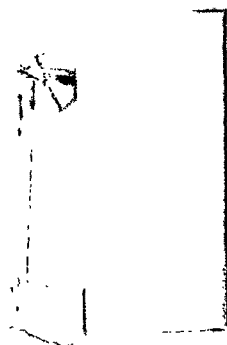
APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President



A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey was scheduled for 8:00 P. M., on the above date, in the Council Chamber, City Hall, Newark, New Jersey.

President Martinez called the meeting to order and asked for roll call at 8:25 P. M.

Present: Councilmen Branch, Grant, Rice, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Victor Ramo, Intergovernmental Liaison Officer Joseph Bradley, Public Relations Consultant Delores Wheat, Detective James Reed and Detective James Miller, Jr., Sergeant-At-Arms.

Absent: Councilmen Carrino, Harris, Payne, Tucker, Villani.

President Martinez announced that the following Council Members would not be present tonight: Councilman Harris due to his hospitalization; Councilwoman Villani who is ill; and, Councilman Tucker who is a Member of the Passaic Valley Sewerage Commission is attending a meeting on ocean dredging.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987 the schedule of regular meetings and conferences of the Newark Municipal Council."

President Martinez stated commendatory resolution adopted October 5, 1988 and Resolution 7-R-bs on Agenda of October 19, 1988 will be presented tonight since the recipients were previously invited.

Resolution recognizing and commending Mr. John A. Sahlman on the eminent occasion of his retirement after 42 years from Public Service Electric and Gas Company and further for his outstanding leadership in the Newark Community. (7-R-ca, October 5, 1988)

Councilman Rice, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Sahlman.

Mr. Sahlman expressed his appreciation to the Members of the Municipal Council for this commending resolution.

Resolution recognizing and commending Maxwell Jumah and Barbara King, Newark Community leaders, for successfully organizing the Second Annual Afrika-Newark Cultural Day Festival which was held at Public Service Electric & Gas Company main Plaza in Newark. (7-R-bs, October 19, 1988)

President Martinez, on behalf of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Maxwell Jumah and Ms. Barbara King.

Ms. King and Mr. Jumah thanked the Members of the Municipal Council and expressed their appreciation for this resolution.

President Martinez, citing the Administrative Code of the City, stated; "In accordance with Rule XI, of Title 2, a majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another hour or day."

President Martinez directed the items on this Agenda be placed on the Agenda of the regular meeting of November 2, 1988.

427

October 19, 1988

This meeting adjourned at 8:40 P. M. and recessed to November 2, 1988 at 1:00 P. M.

APPROVED:

Robert P. Marasco

Robert P. Marasco
City Clerk

Newark, New Jersey, October 25, 1988

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 2:05 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez, Deputy City Clerk Mark E. Davis, Deputy Clerk of the Municipal Council.

Absent: Councilmen Harris, Rice.

Deputy City Clerk Davis read letter dated October 20, 1988, from Honorable Henry Martinez, Municipal Council President, calling a special meeting of the Municipal Council for Tuesday, October 25, 1988, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey to consider the following legislation:

Ordinance providing for the approval and adoption of a map depicting the location and boundaries of Drug-Free School Zones, and making an official finding and record of the location and boundaries of such zones.

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a. (S-1)

The Deputy City Clerk read An ordinance providing for the approval and adoption of a map depicting the location and boundaries of Drug-Free School Zones, and making an official finding and record of the location and boundaries of such zones.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

President Martinez: The yeases are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a special meeting on November 4, 1988.

October 25, 1988

ADJOURNMENT.

12-a. (S-1)

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:


Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

This meeting adjourned at 2:06 P.M.

APPROVED:

Mark E. Davis
Deputy City Clerk


Henry Martinez
President

Newark, New Jersey, October 25, 1988

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 2:06 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez, Deputy City Clerk Mark E. Davis, Deputy Clerk of the Municipal Council.

Absent: Councilmen Harris, Rice.

Deputy City Clerk Davis read letter dated October 20, 1988, from His Honor, Mayor Sharpe James, calling a special meeting of the Municipal Council for Tuesday, October 25, 1988, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, to consider the following legislation from the October 19, 1988 Agenda:

7R-cc Computer Aided Dispatch System. In order to implement on schedule and within budget, contracts must be signed before the end of October.

7R-a and 7R-b. To facilitate the continued construction of University Heights, sites D and A, respectively.

7R-c, 7R-d, 7R-e, 7R-f. To contract with non-profit agencies whose funding has expired.

7R-i, 7R-j, and 7R-l. To authorize contracts for tree pruning.

7R-n, 7R-o, 7R-p, 7R-q and 7R-ci. To authorize the Mayor's Office of Employment and Training to contract for various training services and marketing activities.

7R-t To authorize contracts for the WIC Program to make program adjustments required by the State.

7R-bd, 7R-be and 7R-bf. To approve various blight declarations in order to expedite development activities in the West Ward.

7R-ce, 7R-cf, 7R-cg, 7R-ch. To approve appraisal contracts to expedite redevelopment of University Heights Site D.

7R-cj and 7R-ck. To execute Tax Sale Lien Assignment Agreement and authorize refunds to successful bidders.

7R-w, 7R-x and 7R-bb. To authorize payment of settlement resolutions.

Communication 8-h. To approve the sale of Parcel 1A-1 and 1A-2, Block 500 to the Newark Redevelopment and Housing Authority.

Communication 8-i. To establish the title of Manager, Division of Tax Abatement and Special Taxes.

Communication 8-j. To rescind the approval of the sale of Block 901, lots 42, 41 and 1 to Essex County College.

October 25, 1988

Deputy City Clerk Davis further read letter dated October 21, 1988, from His Honor, Mayor Sharpe James, requesting the following be added to the call of the special meeting for Tuesday, October 25, 1988, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey:

ORDINANCE APPROVING AN AMENDMENT TO THE REDEVELOPMENT PLAN AND THE FEASIBILITY OF RELOCATION FOR CITY TAX BLOCKS 408, 409, 403, 404, 407, 406, 405, 209, 207, 208, 227, 228, 229, 233, 234, 235, 236, 237 and 238 IN THEIR ENTIRETY.

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

A motion to consider Item 9-a (S-2) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a. (S-2)

The Deputy City Clerk read An ordinance approving an amendment to the Redevelopment Plan and the Feasibility of Relocation for City Tax Blocks 408, 409, 403, 404, 407, 406, 405, 209, 207, 208, 227, 228, 229, 233, 234, 235, 236, 237 and 238 in their entirety.

(Springfield Avenue, South Orange Avenue, Howard Street, Thirteenth Avenue, Wickliffe Street, Warren Street, Norfolk Street, West Market Street, Richmond Street, Thirteenth Avenue, Boston Street, South Orange Avenue, Jones Street, to Springfield Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

RESOLUTIONS.

7-R-a. (S-2)

Resolution authorizing Business Administrator to enter into contract with Computil Corporation, 1040 Route 46, Clifton, New Jersey, to Provide a Computer Assisted Dispatch System for Police and Fire, Request for Proposal was received and determined to be most responsible in accordance with evaluation criteria as defined in specifications, contract shall not exceed \$1,629,737. for Phase I; further, authorizing Business Administrator to execute a Dedicated Trust Fund Agreement as part of Fifteenth Supplemental Agreement between City of Newark and Port Authority of New York and New Jersey; services contingent upon and subject to appropriation and certification of funds from Port Authority of New York and New Jersey.

(City has reserved right to enter into contract for Phase II, for \$184,655., should funds become available.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-b. (S-2)

Resolution amending Resolution 7-R-i, June 1, 1988, designating K. Hovnanian at Newark III, Inc., Redeveloper for Site D of redevelopment project known as "University Heights Redevelopment Area"; further, authorizing Mayor and Director of Development to enter into contract with K. Hovnanian at Newark III, Inc., for construction of 336 residential units and construction of approximately 100,000 square feet of commercial/retail space on Site D, Blocks 233, 234, 235, and 236.

(Springfield Avenue, South Orange Avenue, Jones Street), by adding to the project area, 2-10 Jones Street, Block 238, Lot 65 and 112-114 South Orange Avenue, Block 237, Lot 1.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled June 29, 1988)

(Resolution removed from the table September 21, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-c. (S-2)

Resolution ratifying and authorizing Director of Development to execute Right-Of-Entry Agreement in order for City to facilitate the continued construction on Site A of the University Heights Project Area; further, authorizing Director of Development to enter into lease agreement with Joseph Nole, for premises commonly known as 12-16 Elizabeth Avenue, Block 2801, Lot 15; 18-20 Elizabeth Avenue, Block 2801, Lots 13, 14, and 53, for period October 6, 1988 to October 5, 1989, for sum of \$7,121.04 annually or \$593.42 monthly; with option to purchase; pursuant to N.J.S.A. 40:55-21.1 et seq.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

October 25, 1988

7-R-d. (S-2)

Resolution ratifying and authorizing Mayor and Director of Development to enter into and execute contract with Newark Community School of the Arts Inc., a New Jersey Non-Profit Corporation, for period October 6, 1988 through October 5, 1989, in amount of \$50,000., for purpose of repairing exterior walls of 186 Clinton Avenue, funds provided in H.C.D.A. FY XIV.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-e. (S-2)

Resolution ratifying and authorizing Mayor and Director of Development to enter into and execute contract with St. Ann's Bilingual Learning Center, Inc./Alternate High School, a New Jersey Non-Profit Corporation, for period October 6, 1988 through October 5, 1989, in amount of \$50,000., for purpose of completing rehabilitation of 304 South 12th Street, to service low-income Newark students.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-f. (S-2)

Resolution ratifying and authorizing Mayor and Director of Development to enter into and execute contract with Newark Apartment Improvement Program Inc., a New Jersey Non-Profit Corporation, for period May 1, 1988 through April 30, 1989, in amount of \$35,000., for purpose of providing administrative funds for acquisition and rehabilitation of 110 Schuyler Avenue, to provide housing for low and moderate income residents, funds provided in H.C.D.A. FY XIV.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

7-R-g. (S-2)

Resolution ratifying and authorizing Mayor and Director of Development to enter into and execute contract with Boys' & Girls' Club of Newark, Inc., a New Jersey Non-Profit Corporation, for period October 1, 1988 to September 30, 1989, in amount of \$125,000., for purpose of final phase building improvements for 161 Littleton Avenue to benefit low and moderate income residents; funds provided in H.C.D.A. FY XII (\$50,000.) and XIV (\$75,000.).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

October 25, 1988

7-R-h. (S-2)

Resolution authorizing Mayor and Director of Engineering to execute Contract 87-27, Sectional Pruning of Specific Sections on a Rotating Basis with Dujets Tree Experts, Notch Road, West Paterson, New Jersey, lowest responsible bid submitted, for Items I, Q, HH, and AA for sum total of \$188,100.; and Greenwood Tree Experts, 3633 Hill Road, Parsippany, New Jersey, lowest responsible bid submitted, for Item CC for sum total of \$52,680.; funds provided in 1988 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,

President Martinez.

Absent: Councilmen Harris, Rice.

7-R-i. (S-2)

Resolution authorizing Mayor and Director of Engineering to execute Contract 87-28, Character Prune Trees Under 10" Diameter throughout City of Newark, with Dujets Tree Experts, Notch Road, West Paterson, New Jersey, lowest responsible bid submitted, for total sum of \$44,860.; funds provided in 1988 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,

President Martinez.

Absent: Councilmen Harris, Rice.

7-R-j. (S-2)

Resolution ratifying action of Mayor and Director of Engineering to secure services of Dujets Tree Experts on emergency basis; further, authorizing Director of Engineering to make payment to Dujets Tree Experts, Notch Road, West Paterson, New Jersey, in amount of \$100,000., due to recent rain and wind storm.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,

President Martinez.

Absent: Councilmen Harris, Rice.

7-R-k. (S-2)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Association for Retarded Citizens of the United States Training Program, lowest responsible quote received, for On-The-Job Training for Retarded Citizens Training Program, Number PY 88-36-01, for period October 5, 1988 to June 30, 1989; total amount of contract shall not exceed \$25,080., for 55 participants; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,

President Martinez.

Absent: Councilmen Harris, Rice.

October 25, 1988

7-R-1. (S-2)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Work World, Inc., lowest responsible quote received, for GED and Word Processing for Youth Ages 16-21 Training Program, Number PY 88-34-01, for period October 5, 1988 to June 30, 1989, total amount of contract shall not exceed \$73,656., for 25 participants; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-m. (S-2)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with University of Medicine and Dentistry of New Jersey, for Health Care Workers Training Program, Number PY 87-40-01-N, for period August 10, 1987 to December 18, 1988; amount of contract shall not exceed \$31,000., for 31 participants, source of funds-New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth. (Contract awarded without competitive bidding pursuant to provisions of Local Public Contracts Law N.J.S.A. 40A:11-5 (2)(d))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-n. (S-2)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training to enter into and execute contract with Newark Private Industry Council, for period July 1, 1988 to June 30, 1989, for Implementation of Marketing Activities for enhancement of Employment and Training System, Number PY 88-34-01-N; total amount of contract shall not exceed \$85,803., source of funds-New Jersey Department of Labor, Employment and Training Administration, Title IIA Administration. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-o. (S-2)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with FOCUS, lowest responsible quote received, for Bilingual Clerk-Typist Training Program, Number PY 88-01-02, for period October 5, 1988 to June 30, 1989, total amount of contract shall not exceed \$34,151., for 25 participants; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

October 25, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-p. (S-2)

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with 6 contractors, to continue implementing Woman, Infants and Children's Supplemental Feeding Program (WIC), from October 1, 1987 to September 30, 1988; there shall be no monetary compensation paid by City of Newark to contractor. (St. James Hospital, St. Michael's Hospital, Gladys Dickinson Health Center, Essex County Planned Parenthood, Dayton Health Center, North Newark Health Center)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-q. (S-2)

Resolution approving determination of Central Planning Board that City Tax Block 4109, Lots 16 & 17 (556-558 Sandford Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM880014, April 27, 1988)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-r. (S-2)

Resolution approving determination of Central Planning Board that City Tax Block 1915, Lots 45, 44, 19, 20 & 21 (227-229 Fifth Street & 232-238 Fourth Street) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM880014, April 27, 1988)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-s. (S-2)

Resolution approving determination of Central Planning Board that City Tax Block 4067, Lots 9 & 10 (104-106 Stuyvesant Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40A:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM880014, April 27, 1988)

(Copy of resolution and correspondence submitted to each Member of the Council)

October 25, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-t. (S-2)

Resolution authorizing Mayor and Director of Development to enter into contract with Appraisal Consultants Corporation, for purpose of conducting an appraisal of Blocks and Lots more specifically described in Exhibit "A", redevelopment area entitled "University Heights Site D"; contract shall not exceed sum of \$18,000. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-u. (S-2)

Resolution authorizing Mayor and Director of Development to enter into contract with Appraiser Associates, for purpose of conducting appraisal of Blocks and Lots more specifically described in Exhibit "A", redevelopment area entitled "University Heights Site D"; contract shall not exceed sum of \$28,000. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-v. (S-2)

Resolution authorizing Mayor and Director of Development to enter into contract with Coelho CREA, for purpose of conducting an appraisal of Blocks and Lots more specifically described in Exhibit "A", redevelopment area entitled "University Heights Site D"; contract shall not exceed sum of \$6,125. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-w. (S-2)

Resolution authorizing Mayor and Director of Development to enter into contract with Robert W. Hendricks, Inc., for purpose of conducting an appraisal of Blocks and Lots more specifically described in Exhibit "A", redevelopment area entitled "University Heights Site D"; contract shall not exceed sum of \$28,000. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

October 25, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-x. (S-2)

Resolution authorizing Tax Collector to execute Tax Sale Lien Assignment Agreement, as shown in Exhibit B, for each successful bidder, held September 29, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-y. (S-2)

Resolution authorizing Director of Finance to refund sums paid by each successful bidder shown in Exhibit A, of Tax Sale Lien Assignment, held September 29, 1988; sums paid from Account No. 011-050-0505-5101 and premium bids being paid from Trust Account No. 026 B S-4607.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-z. (S-2)

Resolution authorizing Director of Finance to issue check in amount of \$255.60 to Samuel Hammock, 168 James Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; filed notice of claim for damages sustained to his automobile windshield resulting from traffic signal device which was damaged and hanging low on the intersection of McCarter Highway and Pennington Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

7-R-ba. (S-2)

Resolution authorizing Director of Finance to issue check in amount of \$5,000. to New Jersey Bell Telephone Company, and its attorney Ernest D. Wildenhain, 540 Broad Street, Newark, New Jersey, upon receipt of a General Release, together with any and all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking damages for repair of underground cables at intersection of Mulberry Street & Market Street and at intersection of Routes 1 & 9 and Raymond Boulevard damaged by City of Newark's Division of Water/Sewer Utility personnel.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

October 25, 1988

7-R-bb. (S-2)

Resolution authorizing Director of Finance to issue check in amount of \$1,365. payable to Cassandra E. Banks, subadministratrix of the estate of John A. Herbert, Jr., 16 Montrose Street, Newark, due to Vacation of Judgement of premises commonly known as 590 Fifth Street, Block 597, Lot 21.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

COMMUNICATIONS.

COMMUNICATIONS.

8-a. (S-2)

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received October 7, 1988, enclosing proposed "Ordinance approving the sale of premises commonly known as Parcel 1A-1 and 1A-2, Block 500, no assigned lot numbers to Newark Redevelopment and Housing Authority; pursuant to the provisions of N.J.S.A. 40A:12-13 (b)(1)."

(Easterly line of Doremus Avenue; northerly line of Raymond Boulevard; bulkhead of Passaic River - Industrial River Urban Renewal Project N.J.R.-121' (\$1.))
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the November 2, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

8-b.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received October 7, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Manager, Division of Tax Abatement and Special Taxes in the Department of Finance)."

(Manager, Division of Tax Abatement and Special Taxes (1) 9/21/88 \$35,320.98 - \$42,932.89)
(New title in Department of Finance, Division of Tax Abatement and Special Taxes. Not represented by any bargaining unit. Funds are available to fund position from current budget.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the November 2, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Rice.

8-c. (S-2)

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received October 7, 1988, enclosing proposed "Ordinance rescinding an ordinance entitled, 'Ordinance approving the sale of premises commonly known as 1128 Broad Street, a/k/a Block 901, Lot 42, 1130 Broad Street, a/k/a Block 901, Lot 41, 73 Parkhurst Street, a/k/a Block 901, Lot 1, pursuant to the provisions of N.J.S.A. 40A:12-13(B)(1) to Essex County College.' (Ordinance 6-S & F-j, adopted September 7, 1988.)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

October 25, 1988

A motion directing the Deputy City Clerk to place this ordinance on the November 2, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes:- Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

PENDING BUSINESS ON THE AGENDA

9-a. (S-2)

Communication from Business Administrator Monteilh, received July 1, 1988, enclosing proposed "Ordinance approving an amendment to the Redevelopment Plan and the Feasibility of Relocation for City Tax Blocks 408, 409, 403, 404, 407, 406, 405, 209, 207, 208, 227, 228, 229, 233, 234, 235, 236, 237 and 238 in their entirety.

(Springfield Avenue, South Orange Avenue, Howard Street, Thirteenth Avenue, Wickliffe Street, Warren Street, Norfolk Street, West Market Street, Richmond Street, Thirteenth Avenue, Boston Street, South Orange Avenue, Jones Street, to Springfield Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

For action on this item, see Ordinance 6-F-a (A.S.) (S-2) on page 2 in the minutes of this meeting.)

ADJOURNMENT.

12-a. (S-2)

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Rice.

This meeting adjourned at 2:09 P.M.

APPROVED:

Mark E. Davis

Mark E. Davis
Deputy City Clerk

Henry Martinez

Henry Martinez
President



Newark, New Jersey, October 28, 1988

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Third Floor, City Hall, Newark, New Jersey, at 1:10 P.M.

President Martinez stated the special meeting was being held in the Council Conference Room due to the Council Chamber previously being reserved for a Union Election between the Fraternal Order of Police and the Police Benevolent Association.

President Martinez called the meeting to order and asked for roll call.

Present: Councilman Branch, Carrino, Grant, Rice, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Councilmen Harris, Payne, Tucker.

(Councilman Tucker arrived 1:13 P.M.)

City Clerk Marasco read letter dated October 26, 1988, from Hon. Henry Martinez, President of the Municipal Council, calling a special meeting of the Municipal Council for Friday, October 28, 1988, at 1:00 P.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, to consider the following legislation:

Resolution by the Municipal Council approving the Newark Housing Authority's Replacement Housing Plan for Public Housing in the City of Newark.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall."

RESOLUTIONS.

7-R-a. (S)

Resolution by the Municipal Council approving the Newark Housing Authority's Replacement Housing Plan for Public Housing in the City of Newark.

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez.

President Martinez read the following letter from Mayor Sharpe James:



SHARPE JAMES
MAYOR
NEWARK NEW JERSEY
07102

October 27, 1988

Mr. Walter J. Johnson
Area Manager
U.S. Department of Housing and
Urban Development
60 Park Place
Newark, New Jersey 07102

Dear Mr. Johnson:

The City of Newark's revised Housing Assistance Plan will be completed October 31, 1988. I certify the demolition of Columbus Homes is consistent with the revised Housing Assistance Plan encompassing the following provisions:

October 28, 1988

- a. all tenants be relocated into safe, decent and sanitary housing
- b. mixed low rise units be built at this site to accommodate no less than the current number of families now residing in Columbus Homes.

As Mayor, I am pleased to witness the demolition of this hazardous structure in our City.

Sincerely yours,

Sharpe James
Mayor
SJ:d

Councilman Carrino stated this letter is the Mayor's approval on the Housing Assistance Program. The resolution being presented today approves the guidelines in the Congress that requires a one for one replacement in the event of demolition.

President Martinez directed the City Clerk to read the resolution.

City Clerk Marasco read the following resolution:

WHEREAS, the Housing Authority of the City of Newark has submitted an application to the Department of Housing and Urban Development to demolish Columbus Homes; and

WHEREAS, the Department of Housing and Urban Development's approval is contingent upon the Housing Authority of the City of Newark preparing a Replacement Housing Plan; and

WHEREAS, the Replacement Housing Plan must be approved by the unit of general local government;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT

1. The Replacement Housing Plan, as prepared by the Housing Authority of the City of Newark, attached hereto and made a part hereof, be and the same is hereby approved.

The motion was declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Tucker.

At a later time in the meeting, before the roll call on the motion to adjourn, Councilman Tucker requested his vote be recorded in the negative on this resolution.

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez.

Councilman Tucker stated for the record that he wanted to be reflected as no in this vote. The other fact he wanted to make clear to his colleagues was that he really and truthfully resented this situation of calling this meeting on a Friday and not within the general context so that the general community could not be here.

October 28, 1988

He opined that he really and truthfully believed that this was purposely planned to make sure that the community could not participate. He said the intent of the Council has been expressed. He noted he also wanted to make it very clear that he did not believe the lies that are embodied within this particular communication that talk about the fact that you are going to provide one for one replacement within the context of 1991 and now. He has stated this before and he wanted to reaffirm it for the record that what the Council is doing is turning its back directly on poor people, that they are purposely just demolishing it for the standpoint of the developer. He is knowledgeable that Prudential Insurance Company wants this land. All of us know this. He is also knowledgeable that the Chamber of Commerce wants this land and what they are doing in reality and the Council is concurring in this, is just stealing the land from the poor and inevitably, somehow or other, I think all of us need to understand, sooner or later, this all will come down to a point where the public will become knowledgeable of it. He has no problem accepting the realization that that's the Council's position but he wanted to make it very clear that the citizens of the City of Newark should know that this is not in their best interest, but in the best interest of Prudential and the Chamber of Commerce.

The motion was declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.
 No: Councilman Tucker.
 Absent: Councilmen Harris, Payne.

ADJOURNMENT.

12.a. (S) A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

(Councilman Tucker arrived 1:13 P.M.)

The motion to adjourn the meeting was adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne.

This meeting adjourned at 1:15 P.M.

APPROVED:

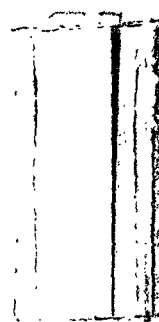


Robert P. Marasco
City Clerk



Henry Martinez
President

12-1-12



12-1-12

Newark, New Jersey, November 2, 1988

A recessed meeting of October 19, 1988 and a regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:15 P. M.

The audience arose for the National Anthem.

The Invocation was offered by Councilman Ralph T. Grant, Jr.

President Martinez called the meeting to order and asked for roll call.

Present: Councilman Branch, Grant, Rice, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Legislative Research Officers John Nulty and Elmer Herrmann, Public Relations Consultant Delores Wheat; Lieutenant Detective James Reed and Detective James Miller, Jr., Sergeants-At-Arms.

Absent: Councilmen Carrino, Harris, Payne, Tucker.

(Councilman Tucker arrived 1:20 P. M.)

(Councilman Carrino arrived 1:23 P. M.)

(Councilman Payne arrived 1:52 P. M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **Copy of Minutes of Meeting of Board of Trustees of the Newark Public Library, held July 27, 1988.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Tucker.

- 4-b. The City Clerk presented **1987 Annual Report of Department of Health and Human Services.**

A motion that the 1987 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Tucker.

- 4-c. The City Clerk presented **Copy of Minutes of Meeting of Board of Adjustment, held May 11, 1988, June 30, 1988, and September 14, 1988.**
(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Tucker.

- 4-d. The City Clerk presented **Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for the month of September, 1988.**

A motion to approve "Report of Contracts Awarded" recommended by Purchasing Agent and approved by Business Administrator for month of September 1988, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Tucker.

4-e.

The City Clerk presented Reports of Office of the City Clerk, for months of July, August and September, 1988.

A motion that the Reports be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Tucker.

4-f.

The City Clerk presented Copy of Minutes of Meeting of Housing Authority of the City of Newark, held September 15, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Tucker.

4-g.

The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held September 15, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Tucker.

4-h.

The City Clerk presented Copy of Minutes of Special Meeting of Housing Authority of City of Newark, held September 23, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Tucker.

4-i.

The City Clerk presented Copy of Minutes of Special Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held September 23, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Tucker.

4-j.

The City Clerk presented Copy of Minutes of Special Meeting of Housing Authority of City of Newark, held October 6, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Tucker.

- 4-k. The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance, held September 15, 1988.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Tucker.

- 4-l. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held September 8, 1988.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Tucker.

- 4-m. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held September 8, 1988.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Tucker.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.**
(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Tucker.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Lafayette Street and Wilson Avenue.**

(Intersection
Lafayette Street and Wilson Avenue.

Right Turn on Red Prohibition
East on Lafayette Street to south on Wilson Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Tucker.

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6-F-c.

The City Clerk read An ordinance amending Section 23:4.1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Magnolia Street.

(Magnolia Street

From Bergen Street to Springfield Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Tucker.

6-F-d.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the one way designation on Mulberry Street.

(Deleting

Mulberry Street: Southbound, from Raymond Boulevard to McCarter Highway.

Adding

Mulberry Street: Southbound, from Edison Place to McCarter Highway.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Tucker.

President Martinez: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

6-F-e.

The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by prohibiting parking on Lister Avenue.

(Deleting: Lister Avenue, Both sides, beginning at the easterly curbline of Lockwood Street and extending 200 feet easterly therefrom

Adding: Lister Avenue, Both sides, beginning 140 feet east of the easterly curb line of Lockwood Street and extending 200 feet easterly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Tucker.

President Martinez: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

6-F-f.

The City Clerk read An ordinance amending Section 23:4.1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Wilbur Avenue.

(Wilbur Avenue: From Bergen Street to Elizabeth Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

November 2, 1988

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Tucker.

President Martinez: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

6-F-g.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the one-way designation on Edison Place.

(Deleting - Edison Place: Eastbound, from Broad Street to NJRR Avenue.

Adding - Edison Place: Eastbound, from Broad Street to Mulberry Street; Eastbound, from 250 feet east of the easterly curbline of Mulberry Street to NJRR Avenue).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Tucker.

President Martinez: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

6-F-h.

The City Clerk read An ordinance to amend Title 2, Administration, Chapter 14, Personnel Practice and Policies, Section 5, Annual Vacation Leave of Subparagraph (a)(2), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by providing compensation for unused vacation time.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Tucker.

President Martinez: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

6-F-i.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor", (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the titles of Attendant, Baths and Pools and Senior Attendant, Baths and Pools and to abolish the titles of Attendant, Recreation and Parks and Senior Attendant, Recreation and Parks in the Department of Health and Human Services).

(Attendant, Baths & Pools	0	\$10,929.95 - \$12,968.39
(35 hours)		

Senior Attendant Baths & Pools	0	\$12,422.35 - \$14,781.90
(35 hours)		

(Creating titles and abolishing titles in compliance with New Jersey Department of Personnel's Title Standardization Program. Represented by Newark Council #21, Civil Service Association. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Tucker.

President Martinez: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

(Councilman Carrino arrived at 1:23 P. M.)

6-F-j.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor", (6-S & F-d) adopted May 4, 1977 and amendments thereto. (To create the title of Librarian, Electronic Data Processing in the Department of Administration).

(Librarian, Electronic Data (1) \$17,777.87 - \$20,558.18 Processing (35 hours))

(Creating title in Department of Administration. Represented by Newark Council #21, Civil Service Association. Employee currently in title in Finance Department will be transferred to Administration.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

6-F-k.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development", (6-S & F-z) adopted July 16, 1986 as amended and supplemented. (To create the titles of Cost Estimator, Property Improvement and Senior Cost Estimator, Property Improvement, and to abolish the titles of Rehabilitation Specialist and Senior Rehabilitation Specialist in the Department of Development).

(Cost Estimator, (5) \$24,491.68 \$29,452.83
Property Improvement 9/12/88
(35 hours))

Sr. Cost Estimator, (3) \$25,642.76 - \$30,852.12
Property Improvement 9/12/88
(35 hours))

(Creating new titles and abolishing old titles to more properly classify duties and responsibilities of employees performing duties. Represented by Newark Council #21, Civil Service Association. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Tucker.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

6-F-1.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development", (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Director, Economic Development Program and to abolish the title Manager, Division of Economic Development in the Department of Development).

(Director, Economic Development Program) (1) \$42,932.89 - \$52,082.43

(Change title from Manager, Division of Economic Redevelopment to Director, Economic Development Program per New Jersey Department of Personnel Reclassification. Not represented by any bargaining unit. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Tucker.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

6-F-m.

The City Clerk read An ordinance to amend Title 17, Offenses, Miscellaneous, Chapter 14, Sale and Transfer of Spray Paint Containers and Indelible Markers of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To include a prohibition against the defacing of real and personal property, as well as restrict the sale and transfer of spray paint containers and indelible markers and increase the penalty for violations thereof).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Tucker.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

6-F-n.

The City Clerk read An ordinance approving the sale of premises commonly known as 65 Central Avenue, Block 35, Lot 29, to the Newark Museum pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1) (\$1.00)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Tucker.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

(Councilman Tucker arrived 1:20 P.M.)

6-F-o.

The City Clerk read An ordinance granting a permanent bridge easement to the State of New Jersey, Department of Transportation for 784 sq. ft. of Block 5042, Lots 74 through 76, (Routes U.S. 1 & 9) also known as ER44 for the consideration of \$2,000., pursuant to N.J.S.A. 40A:12-13(b)(1).
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by President Martinez.

Councilman Tucker, through the chair, requested the City Clerk to communicate with Corporation Counsel Grant requesting him to provide the Municipal Council with the status of legal actions against the New Jersey State Department of Transportation or other parties to require the immediate repair of the Sheffield Street Pedestrian Bridge.

The motion was declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

6-F-p.

The City Clerk read An ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6(c) for years 1986, 1987 and 1988 on properties owned by Cedar Grove Primitive Baptist Church, located at 11 Mercer Street and 13-15 Mercer Street, being Block 2507, Lots 9 & 7, respectively, Newark, New Jersey.

(\$8,921. plus applicable fees and interest for years 1986, 1987 and 1988.
Failed to file claim for continued tax exemption.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

6-F-q.

The City Clerk read An ordinance to amend Ordinance 6-S & F-f adopted January 21, 1987, amending and supplementing Title 2, Administration, Department of Development, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by adding the Division of City Planning) to the Department of Development.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

A motion to consider Resolution 7-R-dg at this time was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-dg.

Resolution recognizing and commending Mr. and Mrs. Earl and Dorothy Hailey for their outstanding commitments and efforts which have beautified the Central Ward Community.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. and Mrs. Earl and Dorothy Hailey.

Mr. and Mrs. Hailey both thanked the Members of the Municipal Council for this commending resolution.

President Martinez stated Councilman Harris was recuperating from an operation.

6-F-r.

The City Clerk read **An ordinance providing for the vacation of Ball Street, as laid out 60 feet on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from the Southerly line of Wilson Avenue to its Southerly Terminus.**

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

6-F-s.

The City Clerk read **An ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6(c) for the year 1986 on property owned by First Corinthian Baptist Church and located at 585 South 10th Street, Block 313, Lot 12, Newark, New Jersey.**

(\$461.88 plus applicable fees and interest for year 1986. Failed to file a claim for continued tax exemption.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

6-F-t.

The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Summit Avenue as a one-way street.**

(Summit Avenue: Southbound, from Chancellor Avenue to the City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

(Director of Engineering Zach met with the Council October 4, 1988)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

Absent: Councilmen Harris, Payne.

6-F-u.

The City Clerk read **An ordinance prohibiting the use of Chlorofluorocarbons Processed Food Packaging.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

6-F-v.

The City Clerk read **An ordinance approving the sale of premises commonly known as Parcel 1A-1 and 1A-2, Block 500, no assigned lot numbers to Newark Redevelopment and Housing Authority; pursuant to the provisions of N.J.S.A. 40A:12-13 (b)(1).**

(\$1.

(Easterly line of Doremus Avenue; northerly line of Raymond Boulevard; bulkhead of Passaic River - Industrial River Urban Renewal Project N.J. R-121)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

6-F-w.

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Manager, Division of Tax Abatement and Special Taxes in the Department of Finance).**

(Manager, Division of Tax

Abatement and Special Taxes (1) 9/21/88 \$35,320.98 - \$42,932.89)

(New title in Department of Finance, Division of Tax Abatement and Special Taxes. Not represented by any bargaining unit. Funds are available to fund position from current budget.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

November 2, 1988

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

6-F-x.

The City Clerk read An ordinance rescinding an ordinance entitled, "Ordinance approving the sale of premises commonly known as 1128 Broad Street, a/k/a Block 901, Lot 42, 1130 Broad Street, a/k/a Block 901, Lot 41, 73 Parkhurst Street, a/k/a Block 901, Lot 1, pursuant to the provisions of N.J.S.A. 40A:12-13(B)(1) to Essex County College." (Ordinance 6-S & F-j, adopted September 7, 1988.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

A motion to consider Item 8-k, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

6-F-y.

The City Clerk read An ordinance to amend Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Article 15, Parking Authority of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By increasing the number of Commissioners on the Parking Authority).

(Increases number of Commissioners from 5 to 7)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

A motion to consider Item 8-y (A.S.), on Ordinances on First Reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

No: Councilman Rice.

Absent: Councilmen Harris, Payne.

November 2, 1988

6-F-z.
(A.S.)

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Offices of the Municipal Council and City Clerk and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented (To adjust the salary range for Aide to Council President and Executive Secretary)."**

(Aide to Council President (1) \$35,096.29 - \$35,096.29
(35 Hours))

(Executive Secretary
to Councilman (9) 32,281.14 - \$32,281.14
(35 Hours))

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

No: Councilman Rice.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are six, the noes are one and two absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

A motion to consider Item 8-h, on Ordinances on First Reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

6-F-ba.

The City Clerk read **An ordinance approving the Urban Renewal Plan and the Feasibility of Relocation for the Educational Center Urban Renewal Project N.J. R-50 (5th Amendment).**

(Generally bounded by the Passaic River on the East; Park Street on the South; Kitchell Street, Kitchell Place and Park Place on the West; and Saybrook Place on the North.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

November 2, 1988

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A motion to consider Item 8-t, on Ordinances on First Reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

6-F-bb.

The City Clerk read An ordinance approving an amendment to the Urban Renewal Plan for the Newark Plaza N.J.R.-58 (11th Amendment).

(Generally bounded by the Passaic River on the East; Edison Place on the South; Mulberry Street and certain properties West of it, on the West; Park Street and Cherry Street on the North)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 14, 1988.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

November 2, 1988

Ordinance to amend and supplement Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Article 28, Newark Landmarks and Historic Preservation Commission, Section 138, et seq., of the Revised Ordinances of the City of Newark, New Jersey, (1966) as amended and supplemented (By conforming R.O. 2:2-138, et seq., to the requirements of P.L. 1985, Ch. 516, and establishing a Newark Landmarks and Historic Preservation Commission).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, by Ordinance adopted on October 18, 1978, R.O. 2:2-138, et seq., the Municipal Council of the City of Newark established a Landmarks and Historic District Commission; and

WHEREAS, the State Legislature has recently enacted legislation, P.L. 1985, Chapter 516, which provides municipalities with the authority to promote and to regulate the conservation of historic sites within their communities; and

WHEREAS, it is necessary to amend and to supplement certain provisions of R.O. 2:2-138, et seq. in order to correspond to the provisions of N.J.S.A. 40:55D-107 et seq.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. Title 2, Chapter 2, Article 28, Landmarks and Historic District Commission, of the Revised Ordinances of the City of Newark, New Jersey, 1966, be and same is hereby amended and supplemented to read in its entirety as follows:

NEWARK LANDMARKS AND HISTORIC PRESERVATION COMMISSION

2:2-138 - DECLARATION OF PURPOSE AND PUBLIC POLICY

Many improvements and landscape features having a special character or a special historical or aesthetic interest or value and representing the finest architectural products of distinct periods in the history of the city have been uprooted without adequate consideration of the irreplaceable loss to the people of the city of the aesthetic, cultural and historic values represented by such improvements and landscape features, notwithstanding the feasibility of preserving and continuing the use of such improvements and landscape features. In addition, distinct areas may be similarly uprooted or may have their distinctiveness destroyed, although the preservation thereof may be both feasible and desirable.

November 2, 1988

It is hereby declared as a matter of public policy that the protection, enhancement, perpetuation and use of improvements and landscape features of special character or special historical or aesthetic interest or value are a public necessity and are required in the interest of the health, prosperity, safety and welfare of the people. The purpose of this ordinance [article] is to:

(a) Effect and accomplish the protection, enhancement and perpetuation of such improvements, landscape features and districts which represent or reflect elements of this city's cultural, social, economic, political and architectural history.

(b) Safeguard the city's historic, aesthetic and cultural heritage, as embodied and reflected in such improvements, landscape features and districts.

(c) Stabilize and improve neighborhood areas.

(d) Foster civic pride in the beauty and noble accomplishments of the past.

(e) Protect and enhance the city's attractions to tourists and visitors and the support and stimulus to business and industry thereby provided.

(f) Strengthen the economy of the city; and

(g) Promote the use of landmarks, landmark sites and historic districts for the education, pleasure and welfare of the people of the city.

2:2-139 - DEFINITIONS

Whenever the following terms, words or phrases are used in this article, they shall have the meaning and scope herein given:

ALTERATION - means any act defined as an alteration by the Uniform Construction Code established under Chapter 217, laws of 1975 and Title 5, Chapter 23 of the New Jersey Administrative Code (N.J.A.C.). An alteration or construction shall be deemed to be "major" if the estimated cost of the alteration is \$500. or greater or the alteration will change the architectural integrity or significant details of the improvements; an alteration or construction shall be deemed to be "minor" if the estimated cost of the alteration is less than \$500. and the alteration does not change the architectural integrity or significant details of the improvement.

COMMISSION - means the Newark Landmarks and Historic Preservation Commission.

CONSTRUCTION OFFICIAL - means that city officer serving as chief administrator of the State Uniform Construction Code Enforcing Agency heretofore established in the City of Newark.

DAYS - means calendar days.

EXTERIOR ARCHITECTURAL FEATURE - means the architectural style, design, general arrangement and components of all the outer surfaces enclosed by said exterior surfaces, including, but not limited to, the kind, texture and color of the building material, and the type and style of all windows, doors, lights, signs, and other features appurtenant to such improvement.

HISTORIC DISTRICT - means:

(a) One or more historic sites and intervening or surrounding property significantly affecting or affected by the quality and character of the historic site or sites.

(b) Any area which has been designated as an historic district pursuant to the City Council's enactment of an appropriate zoning ordinance.

HISTORIC SITE - means real property, man-made structure, natural object or configuration or any portion or group of the foregoing which have been formally designated in the master plan as being of historical, archeological, cultural, scenic or architectural significance.

IMPROVEMENTS - means any building, structure, place, work of art or other object constituting a physical betterment of the real property, or any part of such betterment.

IMPROVEMENT PARCEL - means the unit of real property which:

(a) Includes a physical betterment constituting an improvement and the land embracing the site thereof.

(b) Is treated as a single entity for the purpose of levying taxes; provided, that the term "improvement parcel" shall also include any unimproved area of land which is treated as a single entity for such tax purposes.

OWNER - means any person or persons having such right to, title to, or interest in any improvement so as to be legally entitled, upon obtaining the required permits and approvals from the city agencies having jurisdiction over building construction, to perform with respect to such property any demolition, construction, reconstruction, alteration, restoration or other work as to which such person seeks the authorization or approval of the Commission.

2:2-140 - COMMISSION ESTABLISHED

There is hereby established in the Office of the Mayor a Commission, which shall be known as the "Newark Landmarks and Historic Preservation Commission."

2:2-140.1 - MEMBERSHIP

The Commission in accordance with the provisions of N.J.S.A. 40:55D-107, shall consist of nine (9) unsalaried members and two (2) alternate members, all of whom have demonstrated interest, competence and/or knowledge in historic preservation. The members shall be selected as follows:

- (a) Two Class A members;
- (b) Two Class B members;
- (c) Five Class C members; and
- (d) Two Alternate members shall meet the qualifications of Class C members.

2:2-140.2 - TERMS, VACANCIES

(a) The Mayor shall appoint all members of the Commission and shall designate at the time of the appointment the regular members by class and the alternate members as "Alternate No. 1" and "Alternate No. 2." The members' terms of office shall be in accordance with the provisions of P.L. 1985, Ch. 516.

(b) If a vacancy shall occur otherwise than by expiration of the term, it shall be filled by appointment, as above provided, for the unexpired term.

(c) Any member of the Commission may, after public hearing, if requested, be removed by the Municipal Council for cause.

2:2-141 - PROCEDURES

(a) The Commission shall annually elect a chairperson and vice-chairperson from its members. The City's planning officer shall serve as secretary to the Commission.

(b) The Commission shall create rules and procedures for the transaction of its business subject to the following:

A quorum for the transaction of business shall consist of five of the Commission's members including the chairperson, or in his or her absence, the vice-chairperson. The Commission shall keep minutes and records of all meetings and proceedings including voting records, attendance, resolutions, findings, determinations and decisions. All such minutes and records shall be public records, a true copy of which shall be filed with the Municipal Clerk in a timely manner.

(c) No member of the Commission shall be permitted to act on any matter in which he or she has either directly or indirectly any personal or financial interest.

2:2-142 - SCOPE OF POWERS

(a) Nothing contained in this section shall be construed as authorizing the Commission in acting with respect to any site, historic district, or improvement therein, or in adopting regulations in relation thereto:

- (1) To regulate or limit the height and bulk of buildings.
- (2) To regulate or supervise ordinary maintenance and repair which in no way affects the design, material, or appearance of a landmark or

historic site or the exterior of an improvement within an historic district.

- (3) To regulate the area of yards, courts, or other open spaces.
- (4) To regulate the density of population or to regulate and restrict the locations of trades and industries or location of buildings designed for specific uses or to create districts for any such purpose.
- (5) To prevent the issuance of a permit by the construction official for the repair, reconstruction, alteration, restoration, preservation, demolition or other work of a temporary or permanent nature, with regard to any building or part of a building, which is not in violation of any public building code or standard for public individual safety.
- (6) To regulate government-owned and operated or government-operated buildings and premises used for governmental purposes.

(b) Except as provided in subsection 2:2-142(a); the Commission shall have the responsibility to:

- (1) Prepare a survey of historic sites of the municipality pursuant to criteria identified in the survey report;
- (2) Make recommendations to the planning board on the historic preservation plan element of the master plan and on the implications for preservation of historic sites of any other master plan elements;
- (3) Advise the Administration through the Planning Board on the inclusion of historic sites in the recommended capital improvement program;
- (4) Advise the Planning Board and Board of Adjustment on applications for development pursuant to N.J.S.A. 40:55D-110.
- (5) Provide the Zoning Officer with written reports pursuant to N.J.S.A. 40:55D-111. on the application of the zoning ordinance provisions concerning historic preservation;
- (6) Carry out such other advisory, educational and informational functions as will promote historic preservation in the City of Newark subject to the prior approval of the Office of the Mayor;
- (7) Advise all appropriate City departments and agencies in the manner specified hereinafter on all permit applications which propose to construct, reconstruct, alter, restore, preserve or demolish any architectural features of an historic site or any exterior architectural feature of an historic district which appears on the official landmark and district designation list and map or which is under consideration for designation as an historic site, or historic district; and

- (8) Advise all appropriate City departments and agencies on the availability of grant monies and programs from both public and private sources which may assist in the promotion of historic preservation in the municipality.

2:2-143 - RECOMMENDATION TO DESIGNATE CERTAIN HISTORIC SITES, AND HISTORIC DISTRICTS

- (a) The Commission shall prepare surveys and reports of the City of Newark, at its discretion, for the purpose of identifying historic sites, and historic districts which are worthy of protection and preservation because of their historical, cultural, social, or architectural significance.
- (b) The Commission shall make recommendations to the Municipal Council through the Mayor to designate property as a landmark or historic site, or to designate an area as an historic district. The Municipal Council may, by resolution, authorize the Commission to undertake an investigation into the appropriateness of such a designation. Upon resolution of the Council or by direction of the Mayor, the Commission shall:
- (1) Notify the Departments of Development, Land Use Control, Engineering, Law and any other appropriate city department or agency of the property or area under consideration.
 - (2) Notify each owner that his or her property is being considered for designation as a landmark, historic site, or is within an area being considered for designation as an historic district.
 - (3) Advise each owner of the significance and consequence of such designation and of the opportunity and right to challenge or contest such designation.
 - (4) Invite each owner to voluntarily consent to Municipal Council designation of his or her property as a historic site.
- (c) Where the owner refuses to consent to designation of the property as a landmark or historic site or where the Commission is considering the recommendation of an area as an historic district, the Commission shall hold a public hearing on such recommendation at which time all interested parties shall be entitled to present their opinions, suggestions, and objections.
- (d) Notice of the public hearing shall be given by publication in the newspaper which has been designated as the official publication by the governing body and by mailing a copy thereof, by certified mail, at least 10 days prior to the date set for the hearing to the owner or owners of the property being considered for recommendation as a landmark, historic site or within an area being con-

sidered for recommendation as an historic district. Such notice shall identify the property which is the subject of the hearing by street address and by reference to block and lot numbers and, in the case of a hearing on the designation of an historic district, such notice shall set forth the boundaries of the area.

- (e) After full consideration of the evidence brought forth at the public hearing, the Commission shall make a decision on the recommendation of such landmark, landmark site, or historic district to the Municipal Council. The Commission shall issue a report stating reasons in support of its action. A copy of the Commission's decision and report shall be transmitted to the Council and all departments identified in (b-1) above. The Commission shall also mail to each owner of property entitled to receive notice under section 2:2-143(d) and to each interested party who requests such copy.
- (f) Upon the Council's enactment of a zoning ordinance, after appropriate review by the Planning Board, designating the property or site(s) as an historical site or district, the Commission shall cause a certificate of designation to be served upon the owner of each property designated as a landmark, historic site or within an historic district and a copy thereof, certified as a true copy by the City Clerk, shall be filed in the Office of the Register of Deeds and Mortgages for Essex County.
- (g) Each designated landmark, historic site, and historic district may be marked by an appropriate plaque carrying a brief description and account of the historical and/or aesthetic significance of the property.

2:2-144 - APPROPRIATIONS

(a) The Municipal Council shall make provisions in the city budget and appropriate funds for the expenses of the Commission.

(b) The Commission may employ or contract for the services of experts and other staff and services as it may deem necessary. The Commission shall not, however, exceed, exclusive of gifts or grants, the amounts appropriated by the Municipal Council for its use. The Commission shall obtain its legal counsel from the municipal attorney.

2:2-145 - INFORMATIONAL COPIES OF DEVELOPMENT APPLICATIONS

The planning board and board of adjustment shall make available to the Commission an information copy of every application submitted to either board for development in any historic zoning districts or on historic sites designated on the zoning map or in any component element of the master plan. Failure to make the informational copy available shall not invalidate any hearing or proceeding. The Commission may provide its advice which shall be conveyed through its delegation of one of its members or staff to testify orally at the hearing on the application and to explain any written report which may have been submitted.

2:2- 146 - DESIGNATION OF HISTORIC SITES OR DISTRICTS

- (a) The designation and regulation of historic sites or districts shall be accomplished by the Municipal Council's adoption of a zoning ordinance pursuant to authority granted in N.J.S.A. 40:55D-65(i). All applications for the issuance of permits pertaining to historic sites or property in historic districts shall be referred to the Commission for a written report on the application of the zoning ordinance provisions concerning historic preservation to any of those aspects of the permits which were not determined by approvals granted by the Central Planning Board and the Board of Adjustment pursuant to the provisions of the "Municipal Land Use Law", N.J.S.A. 40:55D-1, et seq. The Commission shall submit its report to the City's zoning officer.

(b) The Commission shall report to the zoning officer within 45 days of his referral of the application to the Commission. If within the 45-day period the Commission recommends to the zoning officer against the issuance of a permit or recommends conditions to the permit to be issued, the zoning officer shall deny issuance of the permit or include the conditions in the permit, as the case may be. Failure to report within the 45-day period shall be deemed to constitute a report in favor of issuance of the permit and without the recommendation of conditions to the permit.

2:2- 147 - ENFORCEMENT OF REGULATIONS

The enforcement of the regulations and conditions pertaining to historic sites or historic districts shall be through the zoning regulations. In connection with historic preservation, the Commission shall have the authority to submit reports to any municipal department or agency charged with the enforcement of the City's zoning regulations and to request that the city department or agency undertake steps to require the owner to comply with all ordinances and regulations requiring him or her to keep the historic site or district in good repair.

SECTION 2. Any ordinance or part thereof inconsistent herewith be and is hereby repealed. Nothing contained herein shall be construed to conflict with the provisions set forth in N.J.S.A. 40:55D-107 et seq.

SECTION 3. This Ordinance shall take effect upon final passage and publication as provided by law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending "An ordinance providing for the vacation of Ball Street as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from the northerly line of Delancy Street, northerly a distance of 882.90 feet."

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, by Ordinance of the Municipal Council 6S & FD adopted on December 17, 1980, the vacation of Ball Street as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Delancy Street, northerly a distance of 882.90 feet was authorized; and

WHEREAS, said Ordinance reserved to the Public Service Electric and Gas Company for the total distance of said street to be vacated, and for a width of 20 feet, as measured from the easterly line of said street, the right of entry and easement, for the purpose of relaying, rebuilding, reconstructing or maintaining the electric utility lines and their appurtenances, now or to be laid, within the above described easement reservation area; and

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WHEREAS, Public Service Electric and Gas Company will relocate their electric utilities from Ball Street with no detrimental affect to the area which will result in no need for the easement; and

WHEREAS, Public Service Electric and Gas Company will now need an easement reservation on only a portion of Ball Street for their gas utilities.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 1 of Ordinance 6S & FD adopted on December 17, 1980 is hereby amended to read as follows: that all that portion, part, and parcel of Ball Street as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Delancy Street, northerly a distance of 882.90 feet, shall be vacated as a public street or right-of-way; however, reserving for the Public Service Electric and Gas Company the right of entry and easement for a length of 267.90 feet beginning at a point 615 feet North of the northerly line of Delancy Street to a point 882.90 feet North of the northerly line of Delancy Street and for a width of 20 feet, as measured from the easterly line of said street for the purpose of relaying, rebuilding, reconstructing or maintaining their gas utilities and appurtenances, now or to be laid, within the above described easement reservation. The erection, construction or placing of any building, vault or structure with the described easement reservation which will interfere with the laying, relaying, rebuilding or maintaining of the existing or additional gas utilities and appurtenances is prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof, and a copy of which map, known and designated as Map No. A-1546, dated August 23, 1988 is on file in the Office of the Director, Department of Engineering.

Section 2. This Ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

November 2, 1988

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance ratifying and authorizing the execution of a lease agreement between the Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$10,392. per year for a period of twelve (12) months.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the premises commonly known as 664 Broadway, Block 731, Lot 1, on the official Tax Maps and Tax Duplicate (year 1988), of the City of Newark, New Jersey, is needed for public purposes; and

WHEREAS, the City of Newark, Tenant, and Redeemer Lutheran Church, Landlord, desire to enter into a lease agreement for the premises commonly known as 664 Broadway, Block 731, Lot 1, for a period beginning May 1, 1988 and ending April 30, 1989 for the sum of \$10,392.00.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Mayor and the Business Administrator of the City of Newark are hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with the Redeemer Lutheran Church, Landlord, for the leasing of the premises, commonly known as 664 Broadway, Block 731, Lot 1, pursuant to N.J.S.A. 40A:12-15, from the date of the adoption of this Ordinance to April 30, 1989.

Section 2. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, Tenant, and the Redeemer Lutheran Church, Landlord, for the leasing of the premises, commonly known as 664 Broadway, Block 731, Lot 1, for the period beginning May 1, 1988 to the adoption of this Ordinance.

Section 3. The City of Newark shall, as consideration for said lease agreement, pay the owner the sum of \$10,392.00, in equal monthly installments, for the term of the lease, beginning May 1, 1988 and ending April 30, 1989.

Section 4. A copy of the lease agreement is attached hereto and made part hereof.

Section 5. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 7. Attached hereto is a Certification from the Municipal Comptroller in the amount of \$10,392.00.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeases are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986, as amended (To create the title of Director of Licenses and abolish the title of Manager, Division of Permits and Licenses in the Department of Land Use Control).

(Change of title in accordance with New Jersey Department of Personnel reclassification. No salary change. Not represented by any bargaining unit.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Director of Licenses	(1)	\$39,245.53 - \$47,703.22
7163		

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Manager, Division of Permits & Licenses
A323

SECTION 3. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in this position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirtyfive (35) hour work week except as otherwise noted.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council questioning the identity of the employee in this title.

President Martinez stated this ordinance complies with a reclassification of title in accordance with New Jersey Department of Personnel and requires no salary change.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor" (6-S & F-d) adopted May 4, 1977, and amendments thereto (To create the title of Administrative Clerk, Typing in the Department of Administration.)

(Creating title to properly classify duties and responsibilities of job being performed. Salary range for new title is less than previous one. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 (g) of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 and amendments thereto, be amended by creating the following title:

(g) DEPARTMENT OF ADMINISTRATION

POSITION

Administrative Clerk, Typing
6047 (35 Hrs.) (1) \$19,113.73 - \$22,514.60

SECTION 2. All prior ordinances or parts of prior ordinance which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

November 2, 1988

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Principal Timekeeper in the Department of Finance.)
(Creating new title in Department of Finance. Fiscal Impact undeterminable at this time since position will be filled at a later date. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 and Section 2 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Ph) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Principal Timekeeper
4699 (35 Hrs.) (1) \$16,261.01 - \$19,113.73

SECTION 2. All prior ordinances or parts of prior ordinance which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

471

Ordinance amending Title 2, Administration, Chapter 15, Council Rules, Section 1, Rule XXII, Ordinances, Resolutions, Motions and Contract documents, paragraph (a), preparation of ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by requiring a plain language summary for ordinances and resolutions).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 2, Administration, Chapter 15, Council Rules, Section 1, Rule XXII, ordinances, resolutions, motions and contract documents, Paragraph (a), preparation of ordinances and resolutions of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby further amended to read as follows:

Rule XXII. Ordinances, resolutions, motions and contract documents.

(a). Preparation of ordinances and resolutions. The Corporation Counsel or his designee, when requested, shall prepare ordinances, resolutions, motions, contracts or other documents which shall be delivered to the Clerk in conformity with Rules V and VIII. A copy of the same shall be forthwith furnished to each member of the Council by the Clerk. All ordinances and resolutions submitted shall contain within its body, at the end, a section entitled "Statement" which shall contain a plain language, concise summary of the intent of said legislation for the general public to understand.

Ordinances may be introduced and adopted by title. Following introduction and adoption on first reading, every ordinance shall be published in full together with a notice of a hearing as required by law. The said publication shall be at least 10 days prior to the time fixed for further consideration for final passage. At the time and place so specified in such notice, all persons interested shall be given an opportunity to be heard thereon.

Section 2. All prior ordinances or parts thereof which are inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Recreation Supervisor, Cultural Services and to abolish the title of Supervisor of Cultural Affairs in the Department of Health and Human Services.)

(Change in title to properly classify duties of employee and abolish old title. Salary remains unchanged. Represented by Newark Council, #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Recreation Supervisor, Cultural Services (1) \$28,120.23-\$33,863.25
3022 (40 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Supervisor of Cultural Affairs
A519 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, and Section 23:5-5, Parking Limited to Two Hours, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising parking regulations on Bank Street and University Avenue.

(Deleting

Bank Street, south side, from University Avenue to Halsey Street.

University Avenue, east side, from Warren Street to Branford Place.

(Adding

Bank Street, south side, from Halsey Street, to Washington Street.

University Avenue, east side, from Market Street to Branford Place.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Payne.

Hearings of Citizens.

6-HC-a.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to Resolution 7-R-o and requested information on where these improvements on apartments were to be done.

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

7-R-a.

Resolution authorizing Mayor and Director of Development to enter into contract with Secured Title Services, Inc., for period October 10, 1988 to October 9, 1989, for purpose of conducting title investigations, preparing opinions and reports of title and providing title insurance, for services located within redevelopment area entitled "Victory Garden", total contract fee shall not exceed \$27,731.; funds provided in City of Newark Budget. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to provisions of Local Public Contracts Law N.J.S.A.40A:11-5(1)(a))

(Victory Garden bordered by 18th Avenue on the North, Bergen and Magnolia Streets on the East and Winans Avenue on the Westerly side also known as all lots located on Blocks 2606, 2609 and 2610.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the resolution to Administration per request of Director of Department of Development was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-b.

Resolution authorizing Mayor/Director of Finance/Director of Development to ratify collection of 6% interest payments collected from April 25, 1988 through date of this resolution; to effect further extension of the maturity of notes totalling \$15 million on the same terms and conditions now existing, except the maturity dates shall be extended to April 25, 1989, provided that an irrevocable Stand-By Letter of Credit be issued by the First Fidelity Bank, N.A., New Jersey.

(Gateway Four)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Development Director Lucas and Newark Economic Development Corporation Executive Director Faiella and representatives from First Fidelity Bank to meet with the Municipal Council at its November 14, 1988 pre-meeting conference was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-c.

Resolution authorizing Director of Engineering to execute Contract 88-21, Replacement of Fire Hydrants, City-wide, with La Fera Contracting Company, Inc., Newark, New Jersey, lowest responsible bid submitted, for total sum of \$87,750.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$8,400.; funds provided in 1988 budget, Division of Water/Sewer Utility.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-d.

Resolution ratifying and authorizing Mayor and Director of Engineering to enter into contract with New Jersey Department of Transportation for providing Subregional Transportation Planning, for period July 1, 1988 to June 30, 1989, in amount of \$90,400.; City of Newark shall provide in-kind services match equivalent to \$14,690.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

November 2, 1988

7-R-e.

Resolution ratifying and authorizing Business Administrator to enter into contract with Mr. Carpet Cleaning Co., 78 Warwick Street, East Orange, lowest responsible bid received, to Provide Carpet Cleaning Services for City of Newark, for period July 1, 1988 to June 30, 1989; contract shall not exceed \$30,000.; \$1,000. encumbered in 1988 Budget of Department of General Services, Division of Public Buildings; any additional expenditures contingent upon and subject to appropriation and certification of such funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-f.

Resolution ratifying and authorizing Business Administrator to enter into contract with Nationwide Pest Control Inc., 19 High Street, Orange, lowest responsible bid received, to Provide Exterminating Services for City of Newark, for period July 1, 1988 to June 30, 1989; contract shall not exceed \$50,000.; \$1,719. encumbered in 1988 Budget of Department of General Services, Division of Public Buildings; any additional expenditures contingent upon and subject to appropriation and certification of such funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-g.

Resolution authorizing Mayor and Business Administrator to execute labor agreement on behalf of City of Newark and Newark Deputy Police Chiefs' Association for period July 1, 1986 to December 31, 1989.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-h.

Resolution authorizing Director of Finance to execute invoice representing final project reimbursement costs from the Land and Water Conservation Fund for work performed at Newark Watershed/Echo Lake. (City of Newark due final payment on project 34-00242 in sum of \$53,250., totalling \$532,500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-i.

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown in resolution totalling \$55,953. for overpayments carried on books and records of Tax Collector by reason of County Board Judgements, Tax Court Judgements, Senior Citizens Allowances, Veteran's Allowances and Cash Overpayments for years 1984, 1985, 1986, 1987 and 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-j.

Resolution authorizing Director of Finance to issue check in amount of \$5,603.74 payable to Tax Collector of City of Newark, as partial payment of taxes, interests and costs due and owing to the City of Newark by former owners of record Bennie and Lerna Kelly for property commonly known as 538 Hawthorne Avenue, Block 3074, Lot 4.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-k.

Resolution authorizing Director of Finance to issue check in amount of \$303.34 payable to Dinesh Mehta and Howard M. Rosengarten, refund monies collected as rental payment by City of Newark prior to closing date of September 3, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-l.

Resolution authorizing Director of Finance to issue check in amount of \$30,657.36 payable to Tax Collector of City of Newark, as partial payment of taxes, interests and costs due and owing to the City of Newark by former owners of record Wanda Webb Edwards and Joe Edwards for property commonly known as 583-589 Elizabeth Avenue, Block 3644, Lots 5 and 7.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-m.

Resolution granting tax exemption on improvement on property 21-25 Haynes Avenue, Block 3791, Lot 114, owned by 1893 Real Estate Corp., for period commencing January 1, 1989 and ending December 31, 1993; pursuant to Revised Ordinances of City of Newark, New Jersey, 1966, 10:11-1 et seq., as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-n.

Resolution authorizing Tax Assessor to remove assessment for 12 months of 1988 tax year, on property 404-406 Chestnut Street, Block 991, Lot 6, Qual. CA44; further, authorizing Tax Collector to cancel \$5,567.10 taxes due from January 1, 1988 to December 31, 1988; pursuant to N.J.S.A. 40:55-C-40, et seq., granting tax abatement to residential condominium projects upon the condition that the owner resides in such property.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

November 2, 1988

7-R-o.

Resolution authorizing transfer of Housing and Community Development Act XI funds, from Reprogrammable Funds, Other Expenses-\$35,000. to HCDA XIV-\$35,000.; from HCDA XIV to Apartment Improvement, Other Expenses-\$35,000. to HCDA XI-\$35,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-p.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, New Jersey State Department of Community Affairs/Neighborhood Preservation Program-\$85,000.; item available from New Jersey State Department of Community Affairs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-q.

Resolution requesting Director of Local Government Services to make corrections in 1988 City of Newark Budget, from Miscellaneous Revenues, Fees and Permits, Additional Fees, Miscellaneous Fees and Permits-\$157,562. to Licenses, Other Licenses-\$131,735.; Police Identification-\$25,827.; to correct errors in 1988 adopted budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-r.

Resolution designating reserved parking area for handicapped motorists on Mainwright Street, west side, beginning 688 feet south of the southerly curblin of Lyons Avenue and extending 25 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-s.

Resolution designating reserved parking area for handicapped motorists on Hinsdale Place, west side, beginning 255 feet north of the northerly curblin of Oraton Street and extending 25 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-t.

Resolution designating reserved parking area for handicapped motorists on Summer Avenue, west side, beginning 294 feet south of the southerly curblane of Elwood Avenue and extending 20 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

(Councilman Payne arrived 1:52 P.M.)

7-R-u.

Resolution designating bus stop along Market Street, westbound curblane on the northerly side thereof at Mulberry Street, far side, beginning at the westerly curblane of Mulberry Street and extending 150 feet westerly thereof; further, amending Resolution 7-R-bh, November 16, 1987, redesignating bus stop locations throughout City of Newark, and installing bus stop signs throughout City of Newark, by deleting therefrom along Market Street, westbound on the northerly side thereof at Mulberry Street, north side, beginning at the easterly curblane of Mulberry Street and extending 150 feet easterly therefrom.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

Councilman Carrino requested, through the Chair, that the City Clerk be directed to invite Police Director Coleman to meet with the Municipal Council at a future meeting to discuss police priorities.

7-R-v.

Resolution amending Resolution 7-R-bp, August 3, 1988, authorizing Business Administrator to execute bargain and sale deeds for properties sold at public auctions held on June 28 and 29, 1988, by correcting name of successful bidder of property known as Block 2634, Lot 32, 758 South 15th Street, from Edward Halper to Irving Halper.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-w.

Resolution approving Tax Abatement Application and Financial Agreement for Berkowitz Company Urban Renewal, L.P., for proposed construction of a distribution facility consisting of 15,000 sq. ft. of receiving and office space and approximately 70,000 sq. ft. of shipping and processing space at 38-66 McClellan Street formerly known as 44-46 McClellan Street (Block 3775, Lot 20) granting exemption from taxation on improvements for period of 15 years from date of issuance of Certificate of Occupancy, pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "that the entity provide the City of Newark with a total project cost, as defined by N.J.S.A. 40:55C-47, including but not limited to Sub-paragraph (a) which reads, 'cost of the land and improvements to the Urban Renewal Corporation or Association whether acquired from a private or public owner, such cost in the case of a leasehold interests to be computed by capitalizing the aggregate rental at a rate provided in the financial agreement'. Such total project cost information shall be provided to the City

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of Newark within forty-five (45) days from the adoption of this resolution" and further amending 10(F) to read "The entity shall complete the project within sixteen (16) months from the adoption of the resolution", was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-x. Resolution recognizing and commending the Boys Scouts of America, Troop 38, of St. Francis Xavier Church on the occasion of its Golden Anniversary.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-y. Resolution recognizing and commending Maxwell Jumah and Barbara King, Newark Community leaders, for successfully organizing the Second Annual Afrika-Newark Cultural Day Festival which was held at Public Service Electric & Gas Company main plaza in Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-z. Resolution establishing positions and salary ranges for Word Processing Operator and Management Specialist in the Office of the City Clerk, effective October 21, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

Councilman Tucker suggested that there be one resolution for all commendations.

President Martinez stated this matter would be discussed at a future special conference.

7-R-ba. Resolution declaring the week of October 9-15, 1988, as "National Fire Prevention Week", throughout the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

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7-R-bb.

Resolution declaring November 1988 as "National Epilepsy Awareness Month" within the City of Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bc.

Resolution recognizing and commending the Hispanic Law Enforcement Society on the grand occasion of its 15th Anniversary Celebration Dinner-Dance scheduled to be held on Friday, October 28, 1988, at the Richfield Regency located in Verona, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bd.

Resolution recognizing and commending Essex County College on the celebrated occasion of its 20th Anniversary held October 18, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-be.

Resolution recognizing and commending Mr. Nicholas Triano, a longstanding and dedicated public servant of the City of Newark on the occasion of his retirement effective November 5, 1988, after 62 years of exemplary service.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bf.

Resolution recognizing and commending boxing great Harry Serio, Jr., for his outstanding accomplishments on the grand occasion of his being inducted into the New Jersey Boxing Hall of Fame on November 11, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bg.

Resolution designating October 24, 1988, as United Nations Day in the City of Newark and calling on all citizens to participate in activities in support of the World Organization and its quest for peace.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

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7-R-bh.

Resolution recognizing and commending Gilbert S. Hampton for his many years of distinguished community service within the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bi.

Resolution supporting the passage of Senate Bill S-2200, which is an act authorizing the creation of a debt of the State of New Jersey by the issuance of bonds in the sum of \$350 million for the construction, reconstruction, development, extension, improvement and equipment for classrooms at New Jersey's public and private institutions and further, strongly urging New Jersey residents to vote favorably for this legislation.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bj.

Resolution ratifying and authorizing Mayor and Director of Development to enter into contract with International Youth Organization Inc., a New Jersey non-profit corporation, for rehabilitating 697-699 South 12th Street, to provide variety of services for low and moderate income residents, for period October 6, 1988 to October 5, 1989, in the amount of \$100,000; funds provided in H.C.D.A. FY XIV.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Development Director Lucas and a representative from International Youth Organization, Inc. to meet with the Municipal Council at its November 14, 1988, pre-meeting conference was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bk.

Resolution authorizing Mayor and Director of Development to execute and enter into the Memorandum of Understanding with Donald Jackson (Clinton Hill) Neighborhood Corporation, 15 Van Ness Place, Newark, New Jersey, to construct a Residential Affordable Housing Project on property located at 607-613 Clinton Avenue; Block 3004, Lot 28.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Development Director Lucas and Mr. Donald Jackson, (Clinton Hill) Neighborhood Corporation to meet with the Municipal Council at its November 14, 1988, pre-meeting conference was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bl.

Resolution authorizing Mayor and Director of Development to enter into and execute contract with Neighborhood Housing Services Inc., a New Jersey non-profit corporation, for purpose of providing administrative funds for staff to implement Revolving Loan Fund and Paint Program, for period November 2, 1988 through November 1, 1989, in amount of \$150,000.; funds provided in H.C.D.A. FY XIV.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

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7-R-bm.

Resolution authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Elizabeth Avenue Community Center, Inc., for the provision of social services to low and moderate income families, for period January 1, 1989 to December 31, 1989, in amount of \$65,000.; funds provided in H.C.D.A. Year XIV.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Health and Human Services Director Foster-Struggs and a representative from Elizabeth Avenue Community Center, Inc. to meet with the Municipal Council at its November 14, 1988, pre-meeting conference was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bn.

Resolution authorizing Mayor and Director of Health and Human Services to submit application to State of New Jersey, Department of Health, for funds to continue Newark Childhood Lead Poisoning & Control Program, for period January 1, 1989 to December 31, 1989, in amount of \$247,900.; City in-kind contribution: \$193,041.; totalling \$440,941.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bo.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Central Ward Coalition of Youth Agencies, for provision of social and recreational youth services, for period September 1, 1988 to August 31, 1989; in amount of \$83,140., funds provided in H.C.D.A. Year XIV.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Health and Human Services Director Foster-Struggs and a representative from Central Ward Coalition of Youth Agencies to meet with the Municipal Council at its November 14, 1988, pre-meeting conference was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bp.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Newark Literacy Campaign, Inc., for provision of literacy tutoring services, for period May 1, 1988 to April 30, 1989, in amount of \$25,000.; funds provided in H.C.D.A. Year XIV.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Health and Human Services Director Foster-Struggs and a representative from Newark Literacy Campaign, Inc. to meet with the Municipal Council at its November 14, 1988, pre-meeting conference was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bq.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with North Ward Center, Inc., for provision of senior citizens transportation services, for period May 1, 1988 to April 30, 1989, in amount of \$50,000., funds provided in H.C.D.A. Year XIV.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-br.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Vailsburg Child Development Center, for provision of day care services, for period May 1, 1988 to April 30, 1989, in amount of \$15,000.; funds provided in H.C.D.A. Year XIV.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolutions was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bs.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Black Churchmen/Chamber of Commerce Employment Program, for provision of job placement and counselling, for period May 1, 1988 to April 30, 1989, in amount of \$20,000.; funds provided in H.C.D.A. Year XIV.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Health and Human Services Director Foster-Struggs and a representative from Black Churchmen/Chamber of Commerce Employment Program to meet with the Municipal Council at its November 14, 1988, pre-meeting conference was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bt.

Resolution authorizing Mayor and Director of Health and Human Services to submit application to County of Essex, Department of Citizen Services, Division on Aging, for funds to continue Newark Nutrition Project for the Elderly, for period January 1, 1989 to December 31, 1989, in amount of \$703,002. (Essex County Department of Citizens Services Grant Award Request-\$216,965.; U.S.D.A.Reimbursement (estimated)-\$213,545.; 1988 Carry-Over (estimated)-\$15,000.; Project Income (estimated)-\$100,000.; In-Kind Contributions (estimated)-\$157,492.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bu.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Unified Vailsburg Service Organization for provision of senior citizen transportation services, for period May 1, 1988 to April 30, 1989, in amount of \$24,406., funds provided in H.C.D.A. Year XIV.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

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7-R-bv.

Resolution approving determination of Central Planning Board that City Tax Block 2025, Lot 20, City Tax Block 2473, Lot(s) 1, 2, and 4 and City Tax Block 2461, Lot 3 (Passaic River, Raymond Boulevard and a portion of the Morris Canal Bed) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.) as amended. (Pursuant to Executive Order PM880003, January 28, 1988)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bw.

Resolution authorizing Mayor and Director of Engineering to execute Contract 88-25, Pavement Markings on Streets of Newark, with Statewide Striping Corporation, P.O. Box 1097, Morristown, New Jersey, only bid received, for total sum of \$67,200.; funds provided in 1988 Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to request Engineering Director Zach to submit to the Municipal Council a time table when this work will be completed was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bx.

Resolution confirming action taken by Mayor and Director of Engineering to secure services of Scafar Contracting, Inc., lowest responsible proposal received, for emergency repair to 12" tile sewer on South Orange Avenue and Brookdale Avenue; further authorizing Mayor and Director of Engineering to execute contract with Scafar Contracting, Inc., 50 Ferguson Street, Newark, New Jersey, for said emergency repair for lump sum total of \$132,800.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-by.

Resolution authorizing Mayor and Director of Engineering to execute Contract 88-26, Flagging: Replacement of Curbs and Sidewalks - City Wide, with Granada Construction Corp., 147 Thomas Street, Newark, New Jersey, lowest responsible bid submitted, for total sum of \$195,000.; funds provided in 1988 Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to request Engineering Director Zach to submit to the Municipal Council the names of the streets covered by this contract was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

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7-R-bz.

Resolution authorizing Director of Finance to issue check in amount of \$1,000. payable to William Beiseigel and Annamae Beiseigel and their attorney, Kenneth S. Oleckna, 1743 St. Georges Avenue, P.O. Box 1536, Rahway, New Jersey; William Beiseigel was lawfully traversing sidewalk on Park Place near its intersection with Broad Street when accident occurred involving trip and fall over severed sign post located in front of private property; instituted suit in Superior Court-Law Division for personal injuries and lost wages.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ca.

Resolution authorizing Director of Finance to issue check in amount of \$13,675. payable to Anthony C. Blasi and Belinda Brown, upon receipt of all documents deemed necessary by Corporation Counsel; Belinda Brown, former employee of Newark Municipal Court was charged with criminal act arising out of and in the course of her employment; Anthony C. Blasi, Esq. represented Ms. Brown with respect to criminal complaint which resulted in her acquittal; Mr. Blasi has agreed to abide by rate established for legal representation of municipal employees in matters arising out of and in the course of their employment and in which they are acquitted.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cb.

Resolution authorizing Director of Finance to issue check in amount of \$3,500. payable to Charles Baxter and Crummy, Del Deo, Dolan, Griffinger & Vecchione, his attorneys, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in United States District Court for District of New Jersey, seeking recovery for injuries allegedly sustained as result of actions of employees of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cc.

Resolution authorizing Director of Finance to issue check in amount of \$10,000. payable to Harriette Waltz and Bendit, Weinstock & Sharbaugh, her attorneys, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County against City of Newark and others seeking damages for personal injuries; Ms. Waltz through her attorneys have agreed to amicably resolve and settle matter in amount of \$20,000. (Roman Asphalt Corporation and State of New Jersey-\$10,000., City of Newark-\$10,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

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7-R-cd.

Resolution authorizing Director of Finance to issue check in amount of \$19,151. payable to Rosemary Louis and Blume, Vasquez, Goldfaden, Berkowitz, Oliveras & Donnelly, her attorneys, 5 Commerce Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, seeking recovery for personal injuries allegedly sustained on City property.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ce.

Resolution authorizing Director of Finance to issue check in amount of \$277.35 to Michael R. Mosca, 3 South Wessahickson Avenue, Ventor, New Jersey, upon receipt of all documents deemed necessary by the Corporation Counsel; filed Notice of Claim for damages sustained to his automobile when the undercarriage struck a raised valve cover box on Mulberry Street near intersection of Raymond Boulevard.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cf.

Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Wali A. Muhammad, 235 West Kinney Street, B-3, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Mr. Muhammad was driving his car down Muhammad Ali Avenue near Jeliff Avenue when its under chassis struck protruding manhole cover; filed Notice of Claim for those damages and filed suit against City for pain, suffering and property damage.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cg.

Resolution authorizing Director of Finance to issue checks in amount of \$590. payable to Katrina Gammara, 110 4th Avenue, Newark, New Jersey and \$450. payable to Juan A. Velazquez, 184 Orange Street, #38, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Plaintiffs filed Notice of Claim for damages sustained to their legally parked automobiles by police patrol car exiting C & J parking lot on Orange Street. (Accelerator on police car jammed)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ch.

Resolution authorizing Director of Finance to issue and deliver check in the amount of \$632.40 to Zazzali, Zazzali & Kroll, One Gateway Center, Suite 1508, Newark, New Jersey, in matters of Essex County Jail Inmates, et. als. v. Collier and Fauver and U.S.A. v. City of Newark v. County of Essex, Judge Ackerman of United States District Court, appointed Sidney Reitman, Special Master.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

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7-R-ci.

Resolution authorizing Director of Finance to issue check in sum of \$907.20 payable to Ben Danzis, 651 West Mount Pleasant Avenue, Livingston, New Jersey, for refund of 1988-1989 A.B.C. License Renewal Fee for Peshine Wine and Liquors, Inc.; upon receipt of all documents deemed necessary by Corporation Counsel. (Renewal Application was denied by Newark Board of Alcoholic Beverage Control).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cj.

Resolution authorizing Corporation Counsel and Tax Collector to enter into partial "Consent Order to Vacate" foreclosure judgement with each previous "Owner of Record" indicated on annexed list for amounts shown thereon; total arrearage due City of Newark plus subsequent years' taxes be paid in full on date of redemption.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ck.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule "A", upon receipt of all documents deemed appropriate. (In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cl.

Resolution authorizing transfer of funds from Department of Finance, Employees Retirement System, Legal Services-\$2,000. to Overtime-\$2,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cm.

Resolution authorizing transfer of funds from Department of Administration, Division of Data Processing, Other Expenses, Services by Contract or Agreement-\$100,000. to Materials and Supplies-\$100,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cn.

Resolution authorizing transfer of funds from Department of Land Use Control, Division of Inspections and Enforcement, Materials and Supplies, Uniforms-\$7,500., to Division of Permits and Licenses, Services by Contract or Agreement, Printing-\$7,500.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-co.

Resolution authorizing transfer of funds from Department of Land Use Control, Division of Office of Boards, Services by Contract or Agreement, Other Professional Services-\$5,675. to Equipment, Office Equipment-\$5,675.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cp.

Resolution authorizing transfer of funds from Department of Land Use Control, Division of Office of Boards, Services by Contract or Agreement, Other Professional Services-\$2,500. to Salaries and Wages, Personnel Services, Manager, Office of Boards-\$2,500.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cq.

Resolution authorizing transfer of funds from Police Department, Alcoholic Beverage Control, Personnel Services, Salaries and Wages-\$3,501. to Other Pay-\$3,501.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cr.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Municipal Tonnage Grant, \$67,891.25; item available from Municipal Tonnage Grant (revenue generated by program operations).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cs.

Resolution authorizing Director of Finance to cancel outstanding Water/Sewer charges, Interest and Penalties on properties 955 Frelinghuysen Avenue, Block 3759, Lot 15-\$4,309.49 and 316 Broadway, Block 575, Lot 30-\$8,651.01, totalling \$12,960.50, which the City of Newark has foreclosed pursuant to In Rem Foreclosure.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ct.

Resolution rescinding Resolution 7-R-eb, September 7, 1988, "Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Unclassified Purposes, Special Item of Appropriation, sum of \$447,089.80, Supplemental Fire Services Program (SFSP); item available from New Jersey State Department of Community Affairs."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cu.

Resolution amending Resolution 7-R-cc (A.S.), October 21, 1987, contract with Coalition Six Inc., a New Jersey non-profit corporation, to provide administrative funds for Home Improvement Program, for period October 6, 1987 to October 5, 1988, for total sum of \$50,000., by allowing program to expend balance of original \$50,000 which is \$14,880. to complete program and extending contract for period October 6, 1988 to December 31, 1989; funds provided in H.C.D.A. FY XIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cv.

Resolution amending Resolution 7-R-d, January 6, 1988, contract with New Jersey Historical Society Inc., a New Jersey non-profit corporation, to allow them to expend balance of previous grant in amount of \$57,550. and current amount of \$30,000., totalling \$87,550., for rehabilitation of historical structure at 230 Broadway, for period December 1, 1987 through November 30, 1988, by allowing them to expend balance of contract amount of \$87,550. of which no funds were expended, for period December 1, 1988 through November 30, 1989; funds provided in H.C.D.A. FY XII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cw.

Resolution amending Resolution 7-R-cb (A.S.) October 21, 1987, contract with Y.M.W.C.A. of Newark and Vicinity, Inc., a New Jersey non-profit corporation, for purpose of renovating youth locker room to provide services to youth that are from low and medium income families, for period October 6, 1987 through October 5, 1988, for total sum of \$25,000., by amending scope of services to rehabilitate Women's locker room to provide services to youth that are from low and medium income families, for period October 6, 1988 through October 5, 1989; funds provided in H.C.D.A. FY XIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole.

Councilman Rice requested, through the Chair, that a representative of the Y.M.W.C.A. of Newark and Vicinity, Inc. be invited to meet with the Municipal Council at a future special conference.

The motion was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

November 2, 1988

7-R-cx.

Resolution amending Resolution 7-R-bq (A.S.), October 21, 1987, authorizing Business Administrator to execute bargain and sale deeds for properties sold at public auctions held on September 28, 29, 30 and October 1, 1987, by deleting Zahid H. Khan from contract for sale of properties 502-505 Hawthorne Avenue and 108 Leslie Street, Block 3066, Lots 1, 32; 24 Hawthorne Avenue, Block 3554, Lot 9; 330 Hawthorne Avenue, Block 3612, Lot 7; Mr. Kahn no longer desires to purchase said properties.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cy.

Resolution amending Resolution 7-R-k, May 3, 1988, contract with Essex County Department of Citizens Services, Division on Aging to continue implementing the Nutrition Project for the Elderly, for period January 1, 1988 to December 31, 1988, in amount of \$675,522., by increasing grant amount in sum of \$5,041., totalling \$680,563.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cz.

Resolution approving Tax Abatement Application and Financial Agreement for T.W.Z. Urban Renewal Development Corporation, for proposed construction of a truck terminal at 451-479 Doremus Avenue (Block 5060, Lot 154) granting exemption from taxation on improvements for period of 30 years from date of issuance of Certificate of Occupancy pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution and financial agreement to comply with 15% of the annual gross revenue formula and further stating that the abatement is subject to the entity transferring title of the property to the Urban Renewal Corp. was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

November 2, 1988

7-R-da.

Resolution approving Tax Abatement Application and Financial Agreement for 93 Albert Avenue Urban Renewal Corporation, for proposed construction of a one story masonry building which will be used as a storage warehouse on property 93-105 Albert Avenue, a/k/a 28-38 Joseph Street and 35-45 Esther Street, Block 2410, Lot 2; granting exemption from taxation on improvements for period of not more than fifteen (15) years from the date of issuance of Certificate of Occupancy pursuant to N.J.S.A. 40A:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-db.

Resolution approving Tax Abatement Application and Financial Agreement for 43 Halleck Street Urban Renewal Company, for construction of a 60 unit residential condominium complex at 43-61 Halleck Street (Block 776, Lot 42) granting exemption from taxation on improvements for period of 30 years from date of issuance of Certificate of Occupancy for each unit pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution to comply with the 15% of annual gross revenue formula which was granted to Phase I of the project was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dc.

Resolution approving Tax Abatement Application and Financial Agreement for K. Hovnanian at Newark Urban Renewal Corporation I, Inc., for proposed construction of 168 condominium units broken down into 3 buildings, 16 units each, of two story back-to-back townhouses and 6 buildings, 20 units each, of three story back-to-back townhouses at 84, 98-100, 102, 104-106 Thirteenth Avenue; 111-130 and 132-142 Wickliffe Street; 50-62, 64, 66, 68, 70, 72, 74-76, 78-80 Boston Street; all odd numbers 51-89, 56, 58, 60, 65, 72, 76, 80, 88 South Orange Avenue; all odd numbers 47-75 Howard Street (Block 227, Lots 3-6, 8-24, 31; Block 228, Lots 1-12, 14-38, 40, 41) granting exemption from taxation on improvements for period of 30 years from date of issuance of Certificate of Occupancy pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

November 2, 1988

7-R-dd.

Resolution approving Tax Abatement Application and Financial Agreement for Kossuth Street Urban Renewal Company, for proposed rehabilitation of its bakery at 113-129 Kossuth Street (Block 2064, Lots 1 and 7) granting exemption from taxation on improvements for period of 15 years from date of issuance of Certificate of Occupancy pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961 as amended and supplemented, and upon further condition that the entity does not file petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-de.

Resolution terminating Financial Agreement with P.M.K. Urban Renewal Corporation, Inc., because said entity transferred their Tax Abatement Agreement to a corporation which does not qualify as an Urban Renewal Entity without consent and approval by the City of Newark; pursuant to N.J.S.A. 40:55C-40 et seq.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-df.

Resolution recognizing and commending the Newark Public Library on the historic occasion of its 100th Anniversary celebration.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilman Harris.

7-R-dg.

Resolution recognizing and commending Mr. and Mrs. Earl and Dorothy Hailey for their outstanding commitment and efforts which have beautified the Central Ward Community.

(For action on this resolution, see page 9 in the minutes of this meeting.)

7-R-dh.

Resolution recognizing and commending Jobe Huntley, an accomplished music composer, for his fine contributions to the field of music as well as to the City of Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilman Harris.

7-R-di.

Resolution recognizing and commending the Reverend Charles V. Scanlan on the 16th Anniversary of his involvement with the Saint Francis Xavier Baseball League.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

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Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Tucker.
Absent: Councilman Harris.

7-R-dj.
(A.S.)

Resolution designating Hecorh Urban Renewal Development Corporation, 280 South Harrison Street, East Orange, New Jersey, as Redeveloper for Orange Estates Area Redevelopment Project, Block 2849, Lots 1, 3, 14, 15, 48 and 49 (320-322 Orange Street, 19-21 Hudson Street, 20-22 Hecker Street, 1-17 Hudson Street, and 2-18 Hecker Street); further, authorizing Mayor and Director of Development to enter into and execute contract for Sale of Land for Private Redevelopment for sale and redevelopment of land within project area.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Tucker.
Absent: Councilman Harris.

7-R-dk.
(A.S.)

Resolution recognizing and commending the Black Entrepreneurial Network on the occasion of its "Autumn Elegance - A Formal Affair" held on November 5, 1988 at the Vista Hotel.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Tucker.
Absent: Councilmen Harris.

7-R-dl.
(A.S.)

Resolution by the Newark Municipal Council requesting the assistance of the New Jersey State Police to combat the sale of illegal drugs in Newark streets.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Harris.

7-R-dm.
(A.S.)

Resolution recognizing and commending Mr. Arthur Werts, an exemplary employee of the Internal Revenue Service, on the occasion of a farewell luncheon, held November 1, 1988 at Don Pepe's Restaurant.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Tucker.
Absent: Councilman Harris.

7-R-dn.
(A.S.)

Resolution strongly urging the United States Environmental Protection Agency to prohibit the United States from shipping hazardous and toxic waste to Third World Countries.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Tucker.
Absent: Councilman Harris.

November 2, 1988

**7-R-do.
(A.S.) Resolution establishing holiday schedule for Year 1989.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilman Harris.

**7-R-dp.
(A.S.) Resolution recognizing and commending John H. Johnson, President and Chief Executive Officer of Johnson Publications of Chicago, Illinois, on the grand occasion of the 43rd year of Publication of Ebony Magazine.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilman Harris.

**7-R-dq.
(A.S.) Resolution granting extension of leave of absence without pay to Deborah Nicastro, Executive Secretary, City Clerk and Municipal Council, for period beginning November 2, 1988 and ending November 2, 1989.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilman Harris.

**7-R-dr.
(A.S.) Resolution amending Resolution 7-R-a (S), April 29, 1988, "Resolution designating Morris Companies, 535 Secaucus Road, Secaucus, New Jersey, as Redeveloper of the South Ward Industrial Park Project Area, more specifically indentified on Exhibit A and authorizing Mayor and Director of Development to enter into contract with Morris Companies; further, authorizing Director of Finance to accept sum of \$20,000. deposit upon execution of contract; contract conditioned upon Redeveloper conducting soil tests and other appropriate environmental inspections needed to secure permits from all appropriate permitting agencies and departments", by authorizing Mayor and Director of Development to execute and enter into agreement and lease for the development of land with Morris Companies, for purpose of the Morris Companies developing a project in the Southward Industrial Park area.**

(Copy of resolution and correspondences submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilman Harris.

**7-R-ds.
(A.S.) Resolution amending Resolution 7-R-i, June 1, 1988, designating K. Hovnanian at Newark III, Inc., a New Jersey Corporation, Highway 10, 35 Red Bank, New Jersey, as Redeveloper for Site D of redevelopment project known as "University Heights Redevelopment Area"; for construction of 336 residential units and construction of approximately 100,000 square feet of commercial /retail space on Site D, Blocks 223, 234, 235, 26, 237 and 238 (Springfield Avenue, South Orange Avenue, Jones Street); further, authorizing Director of Development to accept deposit of \$50,000.; purchase price of said Site shall be by an appraisal secured by Department of Development within 60 days from date of adoption of this resolution and in no event shall the purchase price be less than \$1.16 million dollars," by changing number of residential units to be constructed from 336 to 424; all other terms of the contract shall remain in full force and effect.**

(Copy of resolution and correspondence submitted to each Member of the Council)

November 2, 1988

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani,
President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilman Harris.

7-R-dt.
(A.S.)

Resolution authorizing Mayor and Director of Development to enter into contract with Appraiser Associates, for purpose of conducting appraisal Blocks and Lots more specifically described in Exhibit "A", redevelopment area entitled, "University Heights Site B"; contract shall not exceed sum of \$4,000. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Harris.

7-R-du.
(A.S.)

Resolution authorizing Mayor and Director of Development to enter into contract with Carlton W. Coelho, CREA, for purpose of conducting appraisal of Blocks and Lots more specifically described in Exhibit "A", redevelopment area entitled "University Heights Site B"; contract shall not exceed sum of \$12,150. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker,
President Martinez.

Absent: Councilman Harris.

7-R-dv.
(A.S.)

Resolution authorizing Mayor and Director of Development to enter into contract with Robert W. Hendricks, for purpose of conducting appraisal of Blocks and Lots more specifically described in Exhibit "A", redevelopment area entitled "University Heights Site B"; contract shall not exceed sum of \$7,000. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Harris.

7-R-dw.
(A.S.)

Resolution authorizing Mayor and Director of Development to enter into contract with Appraisal Consultants Corp., for purpose of conducting appraisal of Blocks and Lots more specifically described in Exhibit "B", redevelopment area entitled "University Heights Site B"; contract shall not exceed sum of \$13,050. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Harris.

7-R-dx.
(A.S.)

Resolution authorizing Tax Collector to re-foreclose approximately 46 properties; pursuant to R.S. 54:4-104.29, per attached resolution; further, authorizing Corporation Counsel to enter into Consent Orders or Stipulation of Dismissal if action was instituted erroneously.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Harris.

7-R-dy.
(A.S.)

Resolution authorizing external transfer of funds within the Office of the Municipal Council/City Clerk; pursuant to N.J.S.A. 40A:4-58.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Harris.

7-R-dz.
(A.S.)

Resolution recognizing and commending Jim Spellman, Member of the Board of Adjustment, on the prestigious occasion of being honored at the 3rd Annual Dinner Dance of the New Jersey Chapter of the National Organization of Black Law Enforcement executives on Saturday, November 5, 1988 at the Victorian Manor located in Edison, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Harris.

7-R-ea.
(A.S.)

Resolution recognizing and commending Sport Clube Portuguese, Inc. on the grand occasion of its 67th Anniversary joyously celebrated on Sunday, November 6, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Harris.

7-R-eb.
(A.S.)

Resolution recognizing and commending the Saint James Benefactors on the grand occasion of its Annual Dinner-Dance.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Harris.

MOTIONS.

7-M-a.

A MOTION URGING THE NEWARK BOARD OF EDUCATION TO STRICTLY ENFORCE THE POLICY OF PROHIBITING THE USE OF BEEPERS BY STUDENTS ON SCHOOL PREMISES DURING SCHOOL HOURS was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AT THE PASSING OF STEVE N. LORDI, BELOVED HUSBAND OF MRS. VIOLA LORDI, ADMINISTRATIVE ANALYST IN THE OFFICE OF THE BUSINESS ADMINISTRATOR AND A COMMISSIONER OF THE NEWARK EMPLOYEES RETIREMENT SYSTEM was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-M-c.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF JOSEPH DEMEO, JR., BELOVED HUSBAND OF MRS. GINA DEMEO AND FORMER ESSEX COUNTY POLICE OFFICER was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-M-d.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. BERTHA FALCONE, SISTER OF MARY KEFALAS, A LONG-TIME RESIDENT OF NEWARK AND AN EMPLOYEE IN THE NEWARK DEPARTMENT OF FINANCE was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-M-e.

A MOTION REQUESTING THAT THE CITY ADMINISTRATION CONTINUE WORK ON THE RESTORATION OF CITY HALL; FURTHER REQUESTING THE CITY TO APPLY FOR A GRANT FROM THE STATE OF NEW JERSEY FOR FUNDING was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-M-f.

A MOTION CONGRATULATING ST. BENEDICT'S PREP SCHOOL ON THE DEDICATION OF ITS NEWLY CONSTRUCTED EDIFICE AND FOR ITS OUTSTANDING EDUCATIONAL AND COMMUNITY DEVELOPMENT EFFORTS WITHIN THE CITY OF NEWARK was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-M-g.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THAT THE DIRECTOR OF ENGINEERING REINSTALL THE LIGHTS ON THE HAYNES AVENUE BRIDGE AND FURTHER REQUESTING THAT THE ADMINISTRATION BEGIN NEGOTIATIONS WITH THE COUNTY OF ESSEX FOR AVAILABLE FUNDS TO RECONSTRUCT THE ENTIRE BRIDGE was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

November 2, 1988

- 7-M-h. A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH THE BUSINESS ADMINISTRATOR AND DIRECTOR OF ENGINEERING REQUESTING THAT ANY BIDS RECEIVED FROM THIS DATE FORWARD SHOULD HAVE A DATE CERTAIN IN REGARD TO THE SERVICES BEING RENDERED was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Harris.
- 7-M-i. A MOTION STRONGLY URGING THE STATE OF NEW JERSEY, DIVISION OF ALCOHOLIC BEVERAGE CONTROL TO UPHOLD THE DECISION OF THE NEWARK ALCOHOLIC BEVERAGE CONTROL AS IT PERTAINS TO M. J. REED INC. T/A TONDIA LOUNGE ABC ESTABLISHMENT; FURTHER URGING THAT THE DECISION OF THE NEWARK ALCOHOLIC BEVERAGE CONTROL REMAIN IN EFFECT PENDING THE OUTCOME OF AN APPEAL WHICH WAS FILED BY SAID ABC ESTABLISHMENT was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilmen Grant, Tucker.
Absent: Councilman Harris.
- 7-M-j. A MOTION REQUESTING THE NEWARK BOARD OF EDUCATION TO PROVIDE A STATUS REPORT ON THE BUS TRANSPORTATION REIMBURSEMENT PROGRAM FOR NEWARK RESIDENTS was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Tucker.
Absent: Councilman Harris.
- 7-M-k. A MOTION COMMENDING MR. EUGENE CAMPBELL, SUPERINTENDENT OF SCHOOLS AND MS. EDNA THOMAS, OF SOUL-O-HOUSE, FOR THEIR SUPERB JOB IN ORGANIZING THE CENTRAL WARD HALLOWEEN PARADE; FURTHER REQUESTING THE NORTHERN ESSEX COMMITTEE OF BLACK CHURCHMEN TO ENCOURAGE ALL CHURCHES LOCATED IN THE CITY OF NEWARK TO SPONSOR AN ANNUAL HALLOWEEN PARTY FOR YOUNG PEOPLE IN OUR CITY was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Carrino.
Absent: Councilman Harris.
- 7-M-l. A MOTION REQUESTING THE BUSINESS ADMINISTRATOR TO SUBMIT A STATUS REPORT ON 299 CLINTON AVENUE was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Carrino.
Absent: Councilman Harris.
- 7-M-m. A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO FIND A SUITABLE WAY TO PROTECT CITY PROPERTY AND EQUIPMENT WHICH IS BEING STOLEN OR VANDALIZED AFTER INSTALLATION IN CITY PARKS was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Carrino.
Absent: Councilman Harris.
- 7-M-n. A MOTION REQUESTING THAT THE DEPARTMENT OF DEVELOPMENT INVESTIGATE THE STATUS OF THE HARRY GRANT SHOPPING MALL BEING CONSTRUCTED ON BROAD STREET was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Carrino.
Absent: Councilman Harris.

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President Martinez noted that he was sending a letter to Mayor James in reference to the funding of housing in City of Newark which has been received from Whitney Houston.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received October 6, 1988, appointing, subject to confirmation, Ernest J. Bradley, 402 Mt. Prospect Avenue, Newark, New Jersey, to serve as a Commissioner of the Newark Parking Authority, for term commencing upon confirmation and expiring October 20, 1991.

(Mr. Bradley will replace Dr. Kuperstein.)

(Copy of communication submitted to each Member of the Council)

(Mr. Bradley met with the Council October 18, 1988)

A motion to confirm the appointment of Ernest J. Bradley to serve as a Commissioner of the Newark Parking Authority, for term commencing on date of approval and publication of ordinance increasing number of Commissioners on the Parking Authority and expiring October 20, 1991, was made by Councilman Grant, seconded by Councilman Rice.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: This appointment is confirmed.

8-a-1.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received October 6, 1988, appointing, subject to confirmation, James E. Felton, 529 Scotland Road, South Orange, New Jersey, to serve as a Commissioner of the Newark Parking Authority, for term commencing upon confirmation and expiring October 20, 1990.

(Copy of communication submitted to each Member of the Council)

(Mr. Felton met with the Council October 18, 1988)

A motion to confirm the appointment of James E. Felton to serve as a Commissioner of the Newark Parking Authority, for term commencing on date of approval and publication of ordinance increasing number of Commissioners on the Parking Authority and expiring October 20, 1990, was made by Councilman Rice, seconded by President Martinez.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

Absent: Councilman Harris.

President Martinez: This appointment is confirmed.

8-a-2.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received October 6, 1988, appointing, subject to confirmation, Eric Burman, 10 Langtree Drive, Livingston, New Jersey, to serve as a Commissioner of the Newark Parking Authority, for term commencing upon confirmation and expiring October 20, 1989.

(Copy of communication submitted to each Member of the Council)

(Mr. Burman met with the Council October 18, 1988)

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November 2, 1988

A motion to confirm the appointment of Eric Burman to serve as a Commissioner of the Newark Parking Authority, for term commencing on date of approval and publication of ordinance increasing number of Commissioners on the Parking Authority and expiring October 20, 1989, was made by Councilman Rice, seconded by Councilman Branch.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

Absent: Councilman Harris.

President Martinez: This appointment is confirmed.

- 8-b. The City Clerk presented Communication from Business Administrator Monteilh, received September 29, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To create the title of Administrative Clerk)."

(Administrative Clerk

(35 Hours)

(1) 8/8/88 \$19,113.75 - \$22,514.60)

(Creating title in Office of Mayor. Represented by Newark Council 21, Civil Service Association. Employee of the Business Administrator's Office will be transferred to Mayor's Office.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris.

- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received September 29, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Supervisor, Water Meter Repair and abolish other titles in the Department of Engineering)."

(Abolishing 3 titles)

(Supervisor, Water Meter Repair

(40 Hours)

(1) 1/1/87 \$16,360.35 - \$19,884.64)

(Creating title in Department of Engineering, Water Supply and abolishing old title in compliance with New Jersey Department of Personnel Title Standardization Program. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris.

- 8-d. The City Clerk presented Communication from Business Administrator Monteilh, received September 29, 1988, enclosing proposed "Ordinance to amend and supplement Title 10, Finance and Taxation, Chapter 7, Motor Vehicle Parking Tax, Section 3 and by also adding four new sections, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended and supplemented (To provide for rules and regulations for the collection of parking taxes together with penalties, interest, and fines.)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

November 2, 1988

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

Councilman Tucker requested, through the Chair, that Samuel Klein and Company, External Auditors for the City of Newark, review said ordinance.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received October 5, 1988, enclosing proposed "Ordinance to amend Ordinance 6-S & F-k (S-1), July 16, 1986, amending and supplementing Title 2, Administration, Department of Land Use Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by deleting the Division of City Planning)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received October 5, 1988, enclosing proposed "Ordinance approving the sale of premises more specifically identified on Exhibit A to Kohler Urban Renewal Corporation pursuant to the provisions of N.J.S.A. 40A:12-13(b)(5) contiguous property owner."

(\$13,000., 190 Magazine Street, Block 2067, Lot 1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Harris.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received October 6, 1988, enclosing proposed "Ordinance to amend and supplement Title 2, Administration, Chapter 9A, Department of Engineering, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (by adding the Division of Demolition to the Department of Engineering)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Harris.

8-h.

The City Clerk presented **Communication from Acting Business Administrator Grant, received October 24, 1988, enclosing proposed "Ordinance approving the Urban Renewal Plan and the Feasibility of Relocation for the Educational Center Urban Renewal Project N.J. R-50 (5th Amendment)".**

(Generally bounded by the Passaic River on the East; Park Street on the South; Kitchell Street, Kitchell Place and Park Place on the West; and Saybrook Place on the North.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-ba on page 12 in the minutes of this meeting.)

8-i.

The City Clerk presented **Communication from Acting Business Administrator Grant, received October 24, 1988, enclosing proposed "Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985, 1986, and 1987, on property owned by St. Ann's Bilingual Learning Center and located at 419-421 - 13th Avenue, Block 1795, Lot 38, Newark, New Jersey."**

(\$3,415.58 plus applicable fees and interest for years 1985, 1986, and 1987. Failed to file claim for continued tax exemption.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris.

8-j.

The City Clerk presented **Communication from Acting Business Administrator Grant, received October 24, 1988, enclosing proposed "Ordinance authorizing the Executive Director of the Newark Watershed Conservation and the Development Corporation to execute the lease between the City of Newark and the Township of Hardyston for the use of a ±0.7960 portion of Block 41, Lot 8 to be used only for the purpose of expanding an already existent municipal parking lot."**

(Fifteen (15) year lease, for a nominal consideration, in addition to having taxes forgiven on that portion of Block 41, Lot 8.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Harris.

8-k.

The City Clerk presented **Communication from Business Administrator Monteilh, received October 12, 1988, enclosing proposed "Ordinance to amend Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Article 15, Parking Authority of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By increasing the number of Commissioners on the Parking Authority)."**

(Increases number of Commissioners from 5 to 7)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-y on page 11 in the minutes of this meeting.)

8-l.

The City Clerk presented **Proposed "Ordinance to amend Title 4, Alcoholic Beverages: Chapter 1, General Provisions: Section 1, Licensed Premises: Opening and Closing Hours, of the Revised Ordinances of the City of Newark, New Jersey."**

(To clarify and explicitly define opening and closing hours of all liquor licensed premises)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Harris.

8-m.

The City Clerk presented Proposed "Ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title; Definitions, Section 1, Short Title; Definitions, Paragraph (c), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by adding the definition of signs and changing the definition of signs and changing the definition of structure to exclude freestanding signs)."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Harris.

8-n.

The City Clerk presented Communication from Acting Business Administrator Grant, received October 24, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Development' (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Chief of Planning and Project Execution and abolishing the title of Chief of Acquisition and Disposition Services in the Department of Development)".

(Chief of Planning
and Project Execution (1) \$35,482.83 - \$42,812.87)
(35 Hours)

(Creating new title and abolishing old in accordance with New Jersey Department of Personnel. No salary change. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilman Harris.

8-o.

The City Clerk presented Communication from Business Administrator Monteilh, received October 19, 1988, enclosing proposed "Ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-p.

The City Clerk presented Communication from Business Administrator Monteilh, received October 19, 1988, enclosing proposed "Ordinance to amend Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by adding thereto a new Sub-section 27:6-2(c)(7), (requiring certification that tax payments on the property are current prior to the Issuance of Certificate of Occupancy)".

(Copy of communication submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-q.

The City Clerk presented Communication from Business Administrator Monteilh, received October 19, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To create title of Refrigeration Engineer, Low Pressure License and to abolish title of Refrigeration Engineer in Department of General Services)".

(Refrigeration Engineer, (2)	1/1/88	\$24,884.79 - \$27,603.00 - \$28,288.72
Low Pressure License	1/1/89	25,253.45 - 29,121.17 - 29,844.60
(40 Hours))		

(Creating new title and abolishing old title in compliance with New Jersey Department of Personnel Title Standardization Program. Represented by Building Trades Bargaining Committee. No salary change.)

(Copy of communication submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-r.

The City Clerk presented Communication from Business Administrator Grant, received October 24, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Administrative Clerk in the Department of Land Use Control)".

(Administrative Clerk (1)	10/17/88	\$19,113.73 - \$22,514.60
(35 Hours))		

(Creating title in Department of Land Use Control to properly classify duties and responsibilities. Funds are sufficient in budget to cover same. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-s.

The City Clerk presented Communication from Business Administrator Monteilh, received October 20, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-1) adopted May 4, 1977, as amended and supplemented (To create the title of Deputy Municipal Disaster Control Director and to abolish the title of Deputy Municipal Emergency Management Coordinator in the Department of Fire)".

(Deputy Municipal Disaster Control Director (1)	1/1/88	\$35,320.90 - \$42,932.89)
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(Creating new title and deleting old title in Fire Department in compliance with New Jersey Department of Personnel Title Standardization Program. Management title therefore not represented by any bargaining agent. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

November 2, 1988

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A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Harris.

8-t.

The City Clerk presented Communication from Business Administrator Monteilh, received October 24, 1988, enclosing proposed "Ordinance approving an amendment to the Urban Renewal Plan for the Newark Plaza N.J.R.-58 (11th Amendment)". (Generally bounded by the Passaic River on the East; Edison Place on the South; Mulberry Street and certain properties West of it, on the West; Park Street and Cherry Street on the North)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-bb on page 13 in the minutes of this meeting.)

8-u.

The City Clerk presented Communication from Business Administrator Monteilh, received October 24, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Land Use Control,' (6-S & F-ba) adopted July 16, 1986, as amended (To adjust the salary of Tax Assessor)."

(Tax Assessor 11/14/88 \$39,245.53 - \$47,703.22)

(Adjusting salary range to give parity with other managers within the Department of Land Use Control. Fiscal Impact-\$2,600. Managerial position not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-v.
(A.S.)

The City Clerk presented Communication from Acting Business Administrator Grant, received October 24, 1988, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor', (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of Chief of Planning and Project Execution in the Department of Engineering)."

(Abolishes title in Department of Engineering. No longer utilized by the Department.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-w.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend and supplement Title 8, Businesses and Occupations, to create a Chapter 27, Ice Cream Vendors, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, and to add a section requiring the installation of a fence around the perimeter of the ice cream vending facility and to require security guards during certain hours."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

- 8-x.
(A.S.) The City Clerk presented Proposed "Ordinance amending Newark R.O. 15:9B-20, 'Effective Date; Extension,' of the Rent Control Ordinance, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to extend the Rent Control Ordinance from October 19, 1988."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 14, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

- 8-y.
(A.S.) The City Clerk presented Proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Offices of the Municipal Council and City Clerk and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended and supplemented (To adjust the salary range for Aide to Council President and Executive Secretary)."

(Aide to Council President (1) \$35,096.29 - \$35,096.29
(35 Hours)

(Executive Secretary
to Councilman (9) 32,281.14 - \$32,281.14
(35 Hours))

(For action on this item, see Ordinance 6-F-z on page 12 in the minutes of this meeting.)

- 8-z.
(A.S.) The City Clerk presented Communication from Business Administrator Monteilh, received November 2, 1988, enclosing proposed "Ordinance authorizing the execution of a lease between SSJ Hill Realty Corporation, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 9-11 Hill Street, Block 0093, Lot 044 for the sum of \$140,000. for a period of two (2) year (s)".

(Office space for newly established Division of Tax Abatement and Special Taxes.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Director of Finance Jean to meet with the Council at their pre-meeting conference, November 14, 1988 was made by Councilman Rice, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from September 28, 1988 to October 24, 1988:

BINGO LICENSES

LICENSEE

LICENSE NUMBER

Combined Society Saint Patrick's
Pro-Cathedral
Holy Name Society, Sacred Heart Church
PFC H. Gugliciello Chapter #57 D.A.V.
Saint Bridget's Church

9935 (Amended)
9972 (Amended)
9982
9989

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Church of Our Lady of Good Counsel	9953 (Amended)
Rosary Altar Society, Sacred Heart Church	9977
Saint James Roman Catholic Church	9978
Rosary Altar Society, Sacred Heart Church	9979
Rosary Altar Society, Sacred Heart Church	9980
United Hospital Medical Center	9981
Friends of New Jersey Network	9983
Holy Name Society, Sacred Heart Church	9984
Saint Francis Roman Catholic Church	9985
Newark Rotary Club	9986
Sacred Heart Church	9987
Parents and Guardians Guild of Saint Vincent	9988
Combined Societies of Saint Patrick's Church	9990
Shamrock Friendship Club of Saint Patrick's Pro-Cathedral	9991

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

This meeting adjourned at 2:55 P. M.

APPROVED:

Robert P. Marasco
City Clerk

Henry Martinez
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 10:20 A.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Carrino, Harris, Payne, Rice.

(Councilman Rice arrived 10:23 A.M.)

City Clerk Marasco read letter dated October 28, 1988, from Hon. Henry Martinez, President of the Municipal Council, calling a special meeting of the Municipal Council for Friday, November 4, 1988, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, to consider the following legislation:

Ordinance providing for the approval and adoption of a map depicting the location and boundaries of Drug-Free School Zones, and making an official finding and record of the location and boundaries of such zones. (Public Hearing, Second Reading and Final Passage.)

Resolution declaring an emergency exists as to an "Ordinance providing for the approval and adoption of a map depicting the location and boundaries of Drug-Free School Zones, and making an official finding and record of the location and boundaries of such zones," Ordinance 6-Ph, S & F-a (S), November 4, 1988, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal and by posting on the designated bulletin board in the basement of City Hall."

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

6-Ph, S and F-a. (S)

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the approval and adoption of a map depicting the location and boundaries of Drug-Free School Zones, and making an official finding and record of the location and boundaries of such zones.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. In accordance with and pursuant to the authority of L. 1988, c. 44 (C. 2C:35-7), the Drug-Free School Zone map produced on or about June 27, 1988 by Alvin L. Zach, P.E., L.S., Director, Department of Engineering for the City of Newark, is hereby approved and adopted as an official finding and record of the location and areas within the municipality of property which is used for school purposes and which is owned by or leased to any elementary or secondary school or school board and of the areas on or within one thousand feet of such school property.

Section 2. The Drug-Free School Zone Map approved and adopted pursuant to Section 1 of this ordinance shall continue to constitute an official finding and record as to the location and boundaries of areas on or within one thousand feet of property owned by or leased to any elementary or secondary school or school board which is used for school purposes until such time, if any, that this ordinance shall be amended to reflect any additions or deletions with respect to the location and boundaries of school property and Drug-Free School Zones.

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Section 3. The school board, or the chief administrative officer in the case of any private or parochial school is hereby directed and shall have the continuing obligation to promptly notify the Director of the Department of Engineering and the Corporation Counsel of any changes or contemplated changes in the location and boundaries of any property owned by or leased to any elementary or secondary school or school board which is used for school purposes.

Section 4. The City Clerk is hereby directed to receive and to keep on file the original of the map approved and adopted pursuant to Section 1 of this ordinance, and to provide at a reasonable cost a true copy thereof to any person, agency or court which may from time to time request such a copy, along with a certification that such copy is a true copy of the map approved and adopted herein and kept on file. It is hereby further directed that a true copy of such map and of this ordinance shall be provided without cost to the County Clerk and to the office of the Essex County Prosecutor.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) It is understood that the map approved and adopted pursuant to Section 1 of this ordinance was prepared and is intended to be used as evidence in prosecutions arising under the criminal laws of this State, and that pursuant to State law, such map shall constitute prima facie evidence of the following:

- 1) the location of elementary and secondary schools within the municipality;
- 2) the boundaries of the real property which is owned by or leased to such schools or a school board;
- 3) that such school property is and continues to be used for school purposes, and
- 4) the location and boundaries of areas which are on or within one thousand feet of such school property.

(b) [Except as is otherwise expressly noted on the face of the approved and adopted map,] All of the property depicted on the map approved and adopted herein as school property was owned by or leased to a school or school board and was being used for school purposes as of July 9, 1987, that being the effective date of L. 1987, c. 101 (C. 2C:35-7).

(c) Pursuant to the provisions of L. 1988, c. 44, a prosecutor is not precluded from introducing or relying upon any other evidence or testimony to establish a violation of the offense defined in that statute, including use of a map or diagram other than the one approved and adopted pursuant to Section 1 of this ordinance. The failure of the map approved herein to depict the location and boundaries of any property which is, in fact, used for school purposes and which is owned by or leased to any elementary or secondary school or school board, whether the absence of such depiction is the result of inadvertent omission or the result of any changes in the location and boundaries of such property which have not yet been incorporated into a revised approved map, shall not be deemed to be an official finding and record that such property is not owned by or leased to a school or school board, or that such property is not used for school purposes.

(d) All of the requirements set forth in L. 1988, c. 44 concerning the preparation, approval and adoption of a Poly-Free School Zone map have been complied with.

Section 6. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

November 4, 1988

President Martinez indicated the Essex County Prosecutor had requested this ordinance.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

President Martinez: The yeses are five, the noes are none and four absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Councilman Rice arrived 10:23 A.M.)

RESOLUTIONS.

7-R-a. (S)

Resolution declaring an emergency exists as to an "Ordinance providing for the approval and adoption of a map depicting the location and boundaries of Drug-Free School Zones, and making an official finding and record of the location and boundaries of such zones," Ordinance 6-Ph, S & F-a (S), November 4, 1988, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne.

ADJOURNMENT.

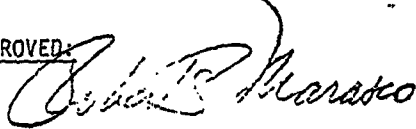
12-a. (S) A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne.

This meeting adjourned at 10:25 A.M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, November 14, 1988

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:15 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Dr. Matthew Zimmerman, Greater Abyssinian Baptist Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Rice, Villani, President Martinez, Deputy City Clerk Mark E. Davis, Deputy Clerk of the Municipal Council, Assistant Corporation Counsel Siobhan Teare, Legislative Research Officer John Nulty, Public Relations Consultant Delores Wheat, and Lieutenant Detective James Reed, Sergeant-at-Arms.

Absent: Councilmen Carrino, Harris, Payne, Tucker.

(Councilman Tucker arrived at 8:20 P.M.)

(Councilman Carrino arrived at 8:22 P.M.)

(Councilman Payne arrived at 9:25 P.M.)

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The Deputy City Clerk presented Interim Report of the City of Newark, for nine months ended September 30, 1988, submitted by Samuel Klein and Company, External Auditors.

A motion that the Report be received and staff study be made thereon to the Council was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Tucker.

- 4-b. The Deputy City Clerk presented Copy of Minutes of Meeting of Board of Trustees of Newark Public Library, September 28, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Tucker.

A motion to consider Resolution 7-R-bg (A.S.) at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Tucker.

- 7-R-bg.
(A.S.) Resolution recognizing and commending Ana Paula Rodrigues for her outstanding beautification efforts within the City of Newark.

November 14, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Rice, Villani, President Martinez.
 Absent: Councilmen Carrino, Harris, Payne, Tucker.

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Ms. Rodriguez.

Ms. Rodriguez expressed her appreciation to the Members of the Municipal Council for this commendation.

(Councilman Tucker arrived at 8:20 P.M.)

(Councilman Carrino arrived at 8:22 P.M.)

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The Deputy City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.

(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

6-F-b.

The Deputy City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Lafayette Street and Wilson Avenue.

(Intersection

Lafayette Street and Wilson Avenue.

Right Turn on Red Prohibition

East on Lafayette Street to south on Wilson Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

November 14, 1988

6-F-c.

The Deputy City Clerk read **An ordinance amending Section 23:4.1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Magnolia Street.**

(Magnolia Street

From Bergen Street to Springfield Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeases are seven, the noes are none and two absent.

This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law.

This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

6-F-d.

The Deputy City Clerk read **An ordinance granting a permanent bridge easement to the State of New Jersey, Department of Transportation for 784 sq. ft. of Block 5042, Lots 74 through 76, (Routes U.S. 1 & 9) also known as ER44 for the consideration of \$2,000., pursuant to N.J.S.A. 40A:12-13(b)(1).**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeases are seven, the noes are none and two absent.

This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law.

This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

Councilman Tucker, through the Chair, requested the Deputy City Clerk to communicate with Director Pege, Division of Bridges, New Jersey Department of Transportation and Assistant Chief Engineer-Structure Thoden, New Jersey Transit requesting what steps are being taken for the repair of Sheffield Street Pedestrian Bridge in the City of Newark.

A motion to consider Resolution 7-R-c at this time was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-c.

Resolution ratifying and authorizing Mayor and Director of Development to enter into contract with International Youth Organization, Inc., a New Jersey non-profit corporation, for rehabilitating 697-699 South 12th Street, to provide variety of services for low and moderate income residents, for period October 6, 1988 to October 5, 1989, in the amount of \$100,000; funds provided in H.C.D.A. FY XIV.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Carolyn B. T. Wallace, International Youth Organization, Inc. met with the Council November 14, 1988)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

6-F-e.

The Deputy City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Summit Avenue as a one-way street.

(Summit Avenue: Southbound, from Chancellor Avenue to the City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Director of Engineering Zach met with the Council October 4, 1988)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,

President Martinez.

Absent: Councilmen Harris, Payne.

6-F-f.

The Deputy City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To create the title of Administrative Clerk).

(Administrative Clerk

(35 Hours)

(1) 8/8/88 \$19,113.75 - \$22,514.60)

(Creating title in Office of Mayor. Represented by Newark Council 21, Civil Service Association. Employee of the Business Administrator's Office will be transferred to Mayor's Office.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,

President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

6-F-g.

The Deputy City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Supervisor, Water Meter Repair and abolish other titles in the Department of Engineering).

(Abolishing 3 titles)

(Supervisor, Water Meter Repair

(40 Hours)

(1)

1/1/87

\$16,360.35 - \$19,884.64)

(Creating title in Department of Engineering, Water Supply and abolishing old title in compliance with New Jersey Department of Personnel Title Standardization Program. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,

President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

November 14, 1988

- 6-F-h. The Deputy City Clerk read An ordinance to amend Ordinance 6-S & F-k (S-1), July 16, 1986, amending and supplementing Title 2, Administration, Department of Land Use Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by deleting the Division of City Planning).
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

- 6-F-i. The Deputy City Clerk read An ordinance approving the sale of premises more specifically identified on Exhibit A to Kohler Urban Renewal Corporation pursuant to the provisions of N.J.S.A. 40A:12-13(b)(5) contiguous property owner.
(\$13,000., 190 Magazine Street, Block 2067, Lot 1)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

- 6-F-j. The Deputy City Clerk read An ordinance to amend and supplement Title 2, Administration, Chapter 9A, Department of Engineering, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (by adding the Division of Demolition to the Department of Engineering).
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

November 14, 1988

6-F-k.

The Deputy City Clerk read An ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985, 1986, and 1987, on property owned by St. Ann's Bilingual Learning Center and located at 419-421 - 13th Avenue, Block 1795, Lot 38, Newark, New Jersey. (\$3,415.58 plus applicable fees and interest for years 1985, 1986, and 1987. Failed to file claim for continued tax exemption.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

6-F-l.

The Deputy City Clerk read An ordinance authorizing the Executive Director of the Newark Watershed Conservation and the Development Corporation to execute the lease between the City of Newark and the Township of Hardyston for the use of a ±0.7960 portion of Block 41, Lot 8 to be used only for the purpose of expanding an already existent municipal parking lot.

(Fifteen (15) year lease, for a nominal consideration, in addition to having taxes forgiven on that portion of Block 41, Lot 8.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

6-F-m.

The Deputy City Clerk read An ordinance to amend Title 4, Alcoholic Beverage Chapter 1, General Provisions: Section 1, Licensed Premises: Opening and Closing Hours, of the Revised Ordinances of the City of Newark, New Jersey. (To clarify and explicitly define opening and closing hours of all liquor premises)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give notice of its introduction and passage on first reading as provided. This ordinance will come up for a public hearing and be considered for action on December 1, 1988.

November 14, 1988

6-F-n.

The Deputy City Clerk read An ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title; Definitions, Section 1, Short Title; Definitions, Paragraph (c), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by adding the definition of signs and changing the definition of signs and changing the definition of struction to exclude freestanding signs).

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

6-F-o.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Chief of Planning and Project Execution and abolishing the title of Chief of Acquisition and Disposition Services in the Department of Development).

(Chief of Planning
and Project Execution (1) \$35,482.83 - \$42,812.87)
(35 Hours)

(Creating new title and abolishing old in accordance with New Jersey Department of Personnel. No salary change. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

6-F-p.

The Deputy City Clerk read An ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

November 14, 1988

6-F-q.

The Deputy City Clerk read An ordinance to amend title 27, Zoning, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented by adding thereto a new Sub-section 27:6-2(c)(7), (requiring certification that tax payments on the property are current prior to the Issuance of Certificate of Occupancy).

(Copy of communication submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

6-F-r.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To create title of Refrigeration Engineer, Low Pressure License and to abolish title of Refrigeration Engineer in Department of General Services).

(Refrigeration Engineer, (2)	1/1/88	\$24,884.79 - \$27,603.00 - \$28,288.72
Low Pressure License	1/1/89	25,253.45 - 29,121.17 - 29,844.60
(40 Hours))		

(Creating new title and abolishing old title in compliance with New Jersey Department of Personnel Title Standardization Program. Represented by Building Trades Bargaining Committee. No salary change.)

(Copy of communication submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

6-F-s.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Administrative Clerk in the Department of Land Use Control).

(Administrative Clerk (1)	10/17/88	\$19,113.73 - \$22,514.60
(35 Hours))		

(Creating title in Department of Land Use Control to properly classify duties and responsibilities. Funds are sufficient in budget to cover same. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

November 14, 1988

6-F-t.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977, as amended and supplemented (To create the title of Deputy Municipal Disaster Control Director and to abolish the title of Deputy Municipal Emergency Management Coordinator in the Department of Fire).

(Deputy Municipal Disaster

Control Director (1) 1/1/88 \$35,320.90 - \$42,932.89)

(Creating new title and deleting old title in Fire Department in compliance with New Jersey Department of Personnel Title Standardization Program. Management title therefore not represented by any bargaining agent. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

6-F-u.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor", (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of Chief of Planning and Project Execution in the Department of Engineering).

(Abolishes title in Department of Engineering. No longer utilized by the Department.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

6-F-v.

The Deputy City Clerk read An ordinance to amend and supplement Title 8, Businesses and Occupations, to create a Chapter 27, Ice Cream Vendors, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, and to add a section requiring the installation of a fence around the perimeter of the ice cream vending facility and to require security guards during certain hours.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

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6-F-w.

The Deputy City Clerk read An ordinance amending Newark R.O. 15:9B-20, "Effective Date; Extension," of the Rent Control Ordinance, of the Revised, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to extend the Rent Control Ordinance from October 19, 1988.
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council November 14, 1988)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

A motion to consider Item 8-h on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

6-F-x.

The Deputy City Clerk read An ordinance to amend Title 7A, Building Construction Code Enforcing Agency, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto a new subsection 7A:4-1(c) (Requiring certification that tax payments on the property are current prior to the issuance of a building, fire, plumbing or electrical permit).
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

A motion to consider Item 8-i (A.S.) on Ordinances on First Reading was made by the Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

6-F-y.
(A.S.)

The Deputy City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Development" (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Management Specialist in the Department of Development)."

(Management Specialist

(37½ Hours))

(1) 10/31/88 \$34,113.29 - \$41,148.19

(Title created to properly classify duties and responsibilities of employee in compliance with New Jersey Department of Personnel's Rules and Regulations. Represented by Newark Council 21, Civil Service Association. Salary range is lower than that of previous title. Previous title is a common title.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1988.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the one way designation on Mulberry Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Mulberry Street:
Southbound, from Raymond Boulevard to McCarter Highway

and by adding thereto:

Mulberry Street:
Southbound, from Edison Place to McCarter Highway

Section 2. Any ordinance or parts therefrom inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

November 14, 1988

6-Ph, S & F-b.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by prohibiting parking on Lister Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Lister Avenue:

Both sides, beginning at the easterly curblane of Lockwood Street and extending 200 feet easterly therefrom.

and adding thereto the following:

Lister Avenue:

Both sides, beginning 140 feet east of the easterly curblane of Lockwood Street and extending 200 feet easterly therefrom.

SECTION 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

SECTION 4. This ordinance does not require approval of the Commissioner of Transportation.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:4.1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Wilbur Avenue.

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Wilbur Avenue:
From Bergen Street to Elizabeth Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the one-way designation on Edison Place.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by deleting therefrom the following:

Edison Place:
Eastbound, from Broad Street to NJRR Avenue

and by adding thereto:

Edison Place:
Eastbound, from Broad Street to Mulberry Street
Eastbound, from 250 feet east of the easterly curblin of Mulberry Street to NJRR Avenue

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

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President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 2, Administration, Chapter 14, Personnel Practice and Policies, Section 5, Annual Vacation Leave of Subparagraph (a)(2), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by providing compensation for unused vacation time.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, state law prohibits municipal employees from carrying over more than one (1) year vacation leave into the succeeding year; and

WHEREAS, due to the press of City business, department heads are often times prevented from taking vacation leave as freely as subordinate employees; and

WHEREAS, this has frequently resulted in department heads losing vacation time that they are otherwise entitled.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1. Title 2, Administration, Chapter 14, Personnel Practices and Policies, Section 5 "Annual Vacation Leave" subparagraph (a)(2) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended and supplemented to read in its entirety as follows:

- (2) Municipal officials who are serving in the following departments and agency head positions shall be credited with 20 working days annual vacation leave irrespective

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of their years of service: Mayor, Presiding Judge, Judges, City Clerk, Business Administrator, Corporation Counsel, Directors of the Departments of Development, Engineering, Finance, Fire, Health and Human Services, Land Use Control, General Services, Police and the Director of the Mayor's Office of Employment & Training. During the first calendar year of appointment, annual vacation leave shall be pro-rated based upon the date of hire of an official. As of December 31, 1987, in the event the officials identified herein are unable to carry over all of their accrued vacation leave into the succeeding year in accordance with state law, they shall be compensated for such earned vacation credits, provided that the payment of such compensation shall be made from existing departmental or agency budgetary funding.

SECTION 2. This Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor", (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the titles of Attendant, Baths and Pools and Senior Attendant, Baths and Pools and to abolish the titles of Attendant, Recreation and Parks and Senior Attendant, Recreation and Parks in the Department of Health and Human Services).

(Creating titles and abolishing titles in compliance with New Jersey Department of Personnel's Title Standardization Program. Represented by Newark Council #21, Civil Service Association. No salary change.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6S&FX) and adopted July 16, 1986, as amended and supplemented be amended to create the following titles:

POSITION

Attendant, Baths and Pools
0833 (35 Hrs.)

\$10,929.95 - \$12,968.39

Sr. Attendant, Baths & Pools
3194 (35 Hrs.)

\$12,422.35 - \$14,781.90

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles:

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POSITION

Attendant, Recreation and Parks
A042 (35 Hrs.)

Senior Attendant, Recreation & Parks
(35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor", (6-S & F-d) adopted May 4, 1977 and amendments thereto. (To create the title of Librarian, Electronic Data Processing in the Department of Administration). (Creating title in Department of Administration. Represented by Newark Council #21, Civil Service Association. Employee currently in title in Finance Department will be transferred to Administration.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JE

SECTION 1. Section 1 (g) of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor", (6S&Fd) adopted May 4, 1977 and amendments thereto, be amended by creating the following title:

(g) DEPARTMENT OF ADMINISTRATION

POSITION

Librarian, Electronic Data Processing (1) \$17,777.87 - \$20,558.18
2280 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinance which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

November 14, 1988

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development", (6-S & F-z) adopted July 16, 1986 as amended and supplemented. (To create the titles of Cost Estimator, Property Improvement and Senior Cost Estimator, Property Improvement, and to abolish the titles of Rehabilitation Specialist and Senior Rehabilitation Specialist in the Department of Development).

(Creating new titles and abolishing old titles to more properly classify duties and responsibilities of employees performing duties. Represented by Newark Council #21, Civil Service Association. No salary change.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Development" (6S&Fz) adopted July 16, 1986 as amended and supplemented be amended to create the following titles:

POSITION

Cost Estimator, Property Improvement (5) \$24,491.68 - \$29,452.83
1379 (35 Hrs.)

Senior Cost Estimator, Property Improvement
3276 (35 Hrs.) (3) \$25,642.76 - \$30,852.12

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles:

POSITION

Rehabilitation Specialist
A509 (35 Hrs.)

Senior Rehabilitation Specialist
A413 (35 Hrs.)

November 14, 1988

SECTION 3. The hereinabove position titles shall become effective September 12, 1988.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development", (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Director, Economic Development Program and to abolish the title Manager, Division of Economic Development in the Department of Development).

(Change title from Manager, Division of Economic Redevelopment to Director, Economic Development Program per New Jersey Department of Personnel Reclassification. Not represented by any bargaining unit. No salary change.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Development" (6S&Fz) adopted July 16, 1986 as amended and supplemented be amended to create the following title:

POSITION

Director, Economic Development Program (1) \$42,932.89 - \$52,082.43
1573

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title.

POSITION

Manager, Division of Economic Development
A478

November 14, 1988

SECTION 3. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 17, Offenses, Miscellaneous, Chapter 14, Sale and Transfer of Spray Paint Containers and Indelible Markers of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To include a prohibition against the defacing of real and personal property, as well as restrict the sale and transfer of spray paint containers and indelible markers and increase the penalty for violations thereof).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 17, Offenses, Miscellaneous, Chapter 14, Sale and Transfer of Spray Paint Containers and Indelible Markers, of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented be and the same is hereby amended in its entirety to read as follows:

CHAPTER 14. SALE, TRANSFER, POSSESSION AND/OR USE OF SPRAY PAINT CONTAINERS AND INDELIBLE MARKERS.

November 14, 1988

17:14-1. Prohibited Acts.

The following acts are prohibited:

(a) No person shall sell or otherwise transfer any spray paint container or indelible marker to a minor under the age of 18 years unless said minor is accompanied by a parent or legal guardian at the time of purchase or transfer.

(b) No minor under the age of 18 years shall, at the time of purchase or transfer of any spray paint container or indelible marker, furnish fraudulent evidence of majority, including, but not limited to, a motor vehicle operator's license, a registration certificate under the Federal Selective Service Act, an identification card issued to a member of the Armed Forces, or any document issued by a federal, state, county or municipal government.

(c) No person shall possess a spray paint container or indelible marker in any public building, or upon any public facility or private property with the intent to use same to deface said public building, facility or private property absent express permission to the contrary.

(d) No person shall deface any real or personal property, be it public or private by placing written or pictorial graffiti, writings or other markings thereon without the express knowledge and consent of the owner; however, this prohibition shall not apply to easily removable chalk markings on public sidewalks or streets written or drawn in connection with traditional children's games or any lawful business or public purpose or activity.

17:14-2. Penalties.

Any person who violates any provision of this chapter shall, upon conviction thereof, be punished by one or more of the following penalties:

- (a) a fine not exceeding \$500.00; and/or
- (b) imprisonment for any term not exceeding 90 days, and/or
- (c) a period of community service not exceeding 90 days.

In the event that a minor violates any provision of this chapter, a complaint, signed by any person who has knowledge of the facts alleged to constitute the violation or who is informed of such facts and believes same to be true, shall be filed with the Youth Aid Bureau of the Newark Police Department. Said complaint shall then be forwarded to the Superior Court, Chancery Division, Family Part, Juvenile Division, and the minor shall be dealt with in accordance with the provisions of the New Jersey Code of Juvenile Justice, N.J.S.A. 2A:4A-20 et seq.

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17:14-3. Reward.

A reward of \$500.00 shall be paid to any person or persons providing information leading to the detection and apprehension of any person found guilty of violating any provision of 17:14-1 hereof. The reward shall be payable after conviction out of a fund established for this purpose, but no such reward shall be paid to any public employee whose duty it is to investigate or enforce the law. The Police Director is hereby authorized to grant such reward with the consent of the Municipal Council.

Section 2. All prior ordinances or parts thereof in consistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeases are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of premises commonly known as 65 Central Avenue, Block 35, Lot 29, to the Newark Museum pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1 - That the premises commonly known as 65 Central Avenue, Newark, New Jersey, Block 35, Lot 29, on the Official Tax Map and Tax Duplicate (year 1985) of the City of Newark, New Jersey is not needed for public purposes by the City of Newark.

SECTION 2 - That the premises commonly known as 65 Central Avenue, Newark, New Jersey, Block 35, Lot 29, be sold to the Newark Museum, a body corporate and politic, by private sale for the amount of One Dollar (\$1.00), pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).

SECTION 3 - That the Director of Development be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

SECTION 4 - That a copy of the executed Deed shall be placed on file in the Office of the City Clerk and in the Law Department.

SECTION 5 - This Ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council questioning who was purchasing this property. The speaker inquired why tax sale houses could not be purchased for \$1.

Councilman Rice indicated the Newark Museum was purchasing the property and that law has to be changed locally to permit low income persons to purchase said homes.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The Deputy City Clerk: The following ordinance was on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6(c) for years 1986, 1987 and 1988 on properties owned by Cedar Grove Primitive Baptist Church, located at 11 Mercer Street and 13-15 Mercer Street, being Block 2507, Lots 9 & 7, respectively, Newark, New Jersey.

WHEREAS, Cedar Grove Primitive Baptist Church is a New Jersey Corporation organized under Title 15A of the New Jersey Statutes, as a non-profit Corporation organized exclusively for religious purposes; and

WHEREAS, Cedar Grove Primitive Baptist Church is the owner of properties located at 11 Mercer Street and 13-15 Mercer Street, being block 2507, lots 9 and 7 respectively; and

WHEREAS, said premises have been used from the date of acquisition exclusively for religious purposes; and

WHEREAS, the aforesaid properties have at all times been entitled to an exemption from the payment of real property taxes; and

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WHEREAS, Cedar Grove Primitive Baptist Church represents that it inadvertently failed to file a continuing statement for tax exemption (affidavit of Rev. Edward Hawkins attached hereto and made a part hereof); and

WHEREAS, the Tax Assessor did not grant tax exempt status to the said corporation for years 1986, 1987 and 1988 due to the failure of said corporation to file the aforesaid continuing statement; and

WHEREAS, there are due and owing taxes in the amounts of \$1,308.66 (plus applicable interest and costs); \$1,352.52 (plus applicable interest and costs and \$1,474.92 (plus applicable interest and costs) on lot 9 for years 1986, 1987 and 1988 respectively; and

WHEREAS, there are due and owing taxes in the amounts of \$1,513.94, (plus applicable interest and costs) \$1,564.68 (plus applicable interest and costs) \$1,706.28 (plus applicable interest and costs) on Lot 7 for years 1986, 1987 and 1988 respectively; and

WHEREAS, N.J.S.A. 54:4-3.6(c) provides that the governing body of each municipality may, by Ordinance, upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on properties owned by one or more associations or corporations organized exclusively for the purpose set forth in N.J.S.A. 54:4-3.6 which would have been exempt had a timely claim been made therefore.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. By copy of this Ordinance the Tax Assessor of the City of Newark be and he is hereby authorized to remove the tax assessment for years 1986, 1987 and 1988 on the properties listed above and having taxes due and owing the City of Newark.

2. The Tax Collector of the City of Newark cancel taxes in the total amount of \$8,921.00, plus applicable interest and costs for years 1986, 1987 and 1988 on the properties noted above owned by Cedar Grove Primitive Baptist Church, pursuant N.J.S.A. 54:4-3.6(c).

3. The Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

4. Attached hereto is the Tax Assessor property tax exemption certification form stating that the property is presently being utilized for purposes for which a tax exemption is authorized pursuant to N.J.S.A. 54:4.3.6.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

November 14, 1988

6-Ph, S & F-m.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Ordinance 6-S & F-f adopted January 21, 1987, amending and supplementing Title 2, Administration, Department of Development, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by adding the Division of City Planning) to the Department of Development.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1 - Section 2 of Ordinance 6S&FF adopted January 21, 1987 amending Title 2, Administration, Department of Development, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, be and is hereby amended to read in its entirety as follows:

Section 2 - There shall be a Department of Development, the head of which shall be the Director of Development. The Director's compensation shall be such sum annually as shall be fixed by Ordinance. The department shall consist of the following divisions:

- a. Housing Assistance;
- b. Economic Development;
- c. Property Management; and
- d. City Planning

SECTION 2 - Section 7 of Ordinance 6S&FF 012187 which amends and supplement Title 2, Administration, Department of Development of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented be and the same is hereby amended to read in its entirety as follows:

Section 7

(a) There shall be within the Department of Development, a Division of City Planning, the head of which shall be the City Planning Officer;

(b) The Division of City Planning, under the supervision of the Director of Development, shall be responsible for the following duties:

ADDITIONS INDICATED BY UNDERLINE.

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1. Advise the Central Planning Board on matters presented for its approval;
2. Assist in the development and maintenance of the master plan for the City;
3. Recommend changes in zoning ordinances of the City;
4. Assist in the conduct of blight investigations and advise the Central Planning Board, through testimony and other written documentation, of his findings and conclusions in connection with the property which is the subject of the blight investigation;
5. Have custody of and maintain a current zoning map of the City; and
6. Conduct studies and perform research and deliver reports thereupon to assist in the determination of proper standards governing the physical development of the City.

SECTION 3 - Any Ordinance or part thereof which is inconsistent herewith be and is hereby repealed.

SECTION 4 - This Ordinance shall take effect after final passage and publication as provided by law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Ball Street, as laid out 60 feet on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from the Southerly line of Wilson Avenue to its Southerly Terminus.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Ball Street, as laid out 60 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the southerly line of Wilson Avenue to its southerly terminus shall be vacated as a public street or right-of-way; however, reserving to the Public Service Electric and Gas Company, New Jersey Bell Telephone Company and to the City of Newark the right of entry and easement for the entire length and total width of

said portion of Wall Street for the purpose of relaying, rebuilding, reconstructing, or maintaining their respective electric, gas, telephone and water utilities and appurtenances thereto, now laid or to be laid, within the above described easement reservation area for said street to be vacated. The erection, construction, or placing of any building vault or structure upon or within the above described reservation area which will interfere with the laying, relaying, rebuilding, reconstructing or maintenance of existing or additional electric, gas, telephone and water utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof, and a copy of which map, known and designated as Map No. A-1545, dated August 23, 1988 is on file in the office of the Director, Department of Engineering.

Section 2. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 3. That this Ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6(c) for the year 1986 on property owned by First Corinthian Baptist Church and located at 585 South 10th Street, Block 313, Lot 12, Newark, New Jersey.

WHEREAS, First Corinthian Baptist Church is a New Jersey Corporation, organized under Title 15A of the New Jersey Statutes, as a Non-profit Corporation organized exclusively for religious purposes; and

WHEREAS, First Corinthian Baptist Church purchased the property located at 585 South 10th Street, Block 313, Lot 12 on September 23, 1976; and

WHEREAS, the aforesaid property has at all times been entitled to an exemption from payment of real property taxes; and

November 14, 1988

WHEREAS, First Corinthian Baptist Church represents that it inadvertently failed to file a continuing statement for tax exemption (affidavit of Pastor Paris Gregory attached hereto and made at part hereof); and

WHEREAS, the Tax Assessor did not grant tax exempt status to the said corporation for year 1986 due to the failure of said corporation to file the aforesaid continuing statement; and

WHEREAS, there is due and owing taxes in the amount of \$461.88 plus applicable interest and costs for year 1986.

WHEREAS, N.J.S.A. 54:4-3.6(c) provides that the governing body of each municipality may, by Ordinance, upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on properties owned by one or name associations or corporations organized exclusively for the purposes set forth in N.J.S.A. 54:4-3.6, which would have been exempt had a timely claim been made therefore.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. By copy of this Ordinance the Tax Assessor of the City of Newark, be and he is hereby authorized to remove the tax assessment for year 1986 on the property listed above, located in Newark, New Jersey and having taxes due and owing the City of Newark.

2. The Tax Collector of the City of Newark cancel taxes in the total amount of \$461.88 plus applicable interest and costs for year 1986 on the property noted above, owned by First Corinthian Baptist Church pursuant to N.J.S.A. 54:4-3.6(c).

3. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

4. Attached hereto is the Tax Assessors property tax exemption certification form stating that the property is presently being utilized for purposes for which a tax exemption is authorized pursuant to N.J.S.A. 54:4-3.6.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeases are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance prohibiting the use of Chlorofluorocarbons Processed Food Packaging.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. FINDING AND PURPOSE

The Council finds and declares as follows:

A. Available scientific evidence indicates a strong probability that the family of substances known as chlorofluorocarbons ("CFCs"), when discharged into the atmosphere, degrade the earth's protective layer of ozone, allowing increased amounts of ultraviolet radiation to penetrate the atmosphere, posing an acute and immediate danger to human health, life, and the environment. Available scientific evidence indicates the strong possibility that the resulting increase in ultraviolet radiation may already have caused an increase in the incidence of skin cancers and other serious illnesses.

B. One source of the CFCs currently being released into the atmosphere is the use of these substances as blowing agents in the manufacture of some of the polystyrene foam packaging products used in the food services industry. There are substitutes for these products currently available which do not use CFCs in their manufacture.

C. The people and the City of Newark support international, federal, and state bans on all uses of CFC not deemed absolutely essential. Until such bans are in effect, responsible action to reduce CFC use and alert the public to the danger posed by these substances must be undertaken at the local level.

D. It is the intent of the Council to reduce the amount of CFC-processed products purchased and used by the City and people of Newark and thereby to reduce the health hazards created by the manufacture of these products.

Section 2. DEFINITIONS

A. "Chlorofluorocarbons", are the family of substances containing carbon, fluorine and chlorine, having no hydrogen atoms and no double bonds.

B. "CFC-Processed food packaging" means any food packaging which uses CFCs as blowing agents in its manufacture.

C. "Customer" means anyone purchasing food or beverages from a Restaurant or Retail Food Vendor.

D. "Person", "Anyone" means any person, firm, corporation, partnership, or other organization or group however organized.

E. "Food Vendor" means any Restaurant or Retail Food Vendor.

G. "Prepared food" means foods or beverages which are prepared on the vendor's premises by cooking, chopping, slicing, mixing, freezing or squeezing, and which require no further preparation to be consumed. "Prepared food" does not include any raw uncooked meat product or fruits or vegetables which are not chopped, squeezed, or mixed.

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H. "Restaurant" means any establishment located within the City of Newark, selling prepared food to be eaten on or about its premises by customers. Restaurant includes a sidewalk food vendor.

I. "Takeout food" means prepared foods or beverages requiring no further preparation to be consumed and which are generally purchased in order to be consumed off the retail food vendor's premises.

J. "Retail Food Vendor" means any store, shop, sales outlet, or other establishment, including a grocery store or delicatessen, other than a restaurant, located within the City of Newark, which sells Takeout food.

K. "Food Packaging" means all bags, sacks, wrapping, containers, bowls, plates, trays, cartons, cups, straws and lids which are not intended for reuse, on or in which any foods or beverages are placed or packaged on a Restaurant's or Retail Food Vendor's premises.

Section 3. PROHIBITED FOOD PACKAGING

A. Restaurants

1. Except as provided in Sections 6 and 7, no Restaurant shall provide prepared food to its customers in any CFC-processed food packaging, nor shall any restaurant purchase obtain or keep any CFC food packaging for such purpose.

2. As to any food packaging obtained after the effective date of this ordinance, each Restaurant shall obtain from each of its suppliers a written statement signed by the supplier, or by a responsible agent of the supplier, stating that the supplier will supply no CFC-processed food packaging to that vendor. Additionally, that the supplier will note on each invoice for food packaging supplied to that vendor that the packaging covered by the invoice is not CFC-processed.

3. All contracts between a Restaurant and a supplier entered into after the effective date of this ordinance shall include provisions that the supplier will supply no CFC-processed food packaging; that the supplier will state on each invoice for food packaging supplied that the packaging is not CFC-processed; and that failure to comply with such provisions shall constitute a material breach of the contract.

4. Restaurants shall retain each supplier's written statement for one year from the date of receipt of any food packaging from that supplier.

B. Retail Food Vendors

1. Except as provided in Sections 6 and 7, no Retail Food Vendor shall sell Takeout food in any CFC-processed Takeout food packaging, nor shall any Retail Food Vendor purchase, obtain or keep any CFC-processed packaging for this purpose.

2. All Retail Food Vendors shall segregate, in their warehouses or other storage areas, food packaging used in their Takeout food operations from other food packaging. Takeout food packaging containers or boxes shall be labeled as such and shall indicate that they contain food packaging which is not CFC-processed.

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3. As to any Takeout food packaging purchased after the effective date of this ordinance, each retail food vendor shall comply with the requirements of Section 3A(2) and (4) of this ordinance.

4. All contracts for the purchase of Takeout food packaging entered into after the effective date of this ordinance shall comply with the provisions of Section 3A (3).

Section 4. REGULATIONS APPLICABLE TO ALL FOOD VENDORS

A. It shall be unlawful for any supplier to make any misstatement of material fact to any food vendor or to the Business Administrator or his or her agents regarding the use or non-use of CFCs in the manufacture of any food packaging supplied to any food vendor.

B. Food vendors shall state that they are in compliance with this ordinance on their annual business license renewal forms.

Section 5. INSPECTION OF DOCUMENTS

All statements and documents required by this ordinance shall be made available for inspection by the Business Administrator or his or her designated representative. It shall be unlawful for anyone having custody of such documents to fail or refuse to produce such upon request by the Business Administrator or his or her designated representative.

Section 6. EXEMPTIONS

The Business Administrator or his or her authorized representative may exempt an item or type of packaging from the requirements of this ordinance, upon a showing that the item or type has no acceptable non-CFC-processed equivalent and that imposing the requirements on that item or type would cause undue hardship. Said documentation shall include a list of suppliers contacted to determine if non-CFC-processed substitutes are available.

Section 7. EXISTING CONTRACTS EXEMPTED

Food packaging required to be purchased under a contract entered into prior to September 30, 1988 is exempt from the provisions of this Ordinance.

Section 8. CITY OF NEWARK: PURCHASES PROHIBITED

The City of Newark shall not purchase any CFC-processed food packaging, nor shall any City-sponsored event utilize such packaging.

Section 9. BUSINESS ADMINISTRATOR'S POWERS

The Business Administrator is authorized to promulgate regulations and to take any and all other actions reasonable and necessary to enforce this ordinance, including, but not limited to, inspecting any vendor's premises to verify compliance.

Section 10. LIABILITY AND ENFORCEMENT

A. Anyone violating or failing to comply with any of the requirements of this Ordinance shall be guilty of an infraction as set forth in Title 1:1-9 of the Revised Ordinances of the City of Newark.

B. The Corporation Counsel may seek legal, injunctive, or other equitable relief to enforce this Ordinance.

November 14, 1988

C. The remedies and penalties provided in this section are cumulative and not exclusive.

Section 11. SEVERABILITY

If any part or provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the Ordinance, including the application of such part or provision to other persons or circumstances, shall not be affected thereby and shall continue in full force and effect. To this end, provisions of this Ordinance are severable.

Section 12. ORDINANCE VOIDED BY SUPERSEDING FEDERAL AND/OR STATE LAWS AND REGULATIONS.

This Ordinance shall be void upon the enactment or adoption of any Federal and/or State law or regulation restricting the use of CFCs as blowing agents in the manufacture of plastic foams.

Section 13. EFFECTIVE DATE

The provisions of this Ordinance shall become effective on September 1, 1989 after publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. ARNOLD COHEN, 272 WALNUT STREET, NEWARK, NEW JERSEY.

MR. VICTOR DELUCA, 91 DARCY STREET, NEWARK, NEW JERSEY.

MS. JUNE KRUSZEWSKI, 27 SCHALK STREET, NEWARK, NEW JERSEY.

The above-mentioned speakers addressed the Municipal Council in support of this ordinance. The speakers recommended ways which the ordinance could be amended for the betterment of the City.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage; further, directing the Deputy City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference November 30, 1988 to discuss this ordinance was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The Deputy City Clerk: The following is advertised in accordance with law and a hearing for public hearing, second reading and

Ordinance approving the sale of premises and 1A-2, Block 500, no assigned lot number Authority; pursuant to the provisions of N (Easterly line of Doremus Avenue; nor bulkhead of Passaic River - Industrial River Urban Renewal Project N.J.R-121) or Raymond Boulevard.

November 14, 1988

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 1A-1 and 1A-2, Block 500, no assigned lot numbers, on the Official Tax and Map and Tax Duplicate (year 1988) of the City of Newark, New Jersey is not needed for public purposes by the City of Newark.

Section 2. That the premises commonly known as 1A-1 and 1A-2, Block 500, no assigned lot numbers, Newark, New Jersey be sold to the Newark Redevelopment and Housing Authority, a body corporate and politic, by private sale for the amount of One Dollar (\$1.00) pursuant to the provisions of N.J.S.A. 40A:12-13 (b) (1).

Section 3. That if the Newark Redevelopment and Housing Authority, sells or otherwise transfers the properties listed in Exhibit A, a pro rata share of the proceeds therein shall be paid to the City of Newark within 48 hours.

Section 4. That the Director of Finance be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 5. That a copy of the executed deed shall be placed on file in the Office of the City Clerk and in the Law Department.

Section 6. This ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. ETHYL SYKES, 1013 SOUTH ORANGE AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council questioning whether the City was selling property to itself.

President Martinez explained the ordinance in detail.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,

President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-r.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Manager, Division of Tax Abatement and Special Taxes in the Department of Finance).

(New title in Department of Finance, Division of Tax Abatement and Special Taxes. Not represented by any bargaining unit. Funds are available to fund position from current budget.)

November 14, 1988

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Manager, Division of Tax (1) 9/21/88 \$35,320.98 - \$42,932.89
Abatement and Special Taxes
A138

SECTION 2. The establishment of the hereinabove position title shall be effective as of September 21, 1988.

SECTION 3. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 4. All prior ordinances or parts of prior ordinance which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilmen Harris, Payne.

President Martinez: The yeases are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance rescinding an ordinance entitled, "Ordinance approving the sale of premises commonly known as 1128 Broad Street, a/k/a Block 901, Lot 42, 1130 Broad Street, a/k/a Block 901, Lot 41, 73 Parkhurst Street, a/k/a Block 901, Lot 1, pursuant to the provisions of N.J.S.A. 40A:12-13(8)(1) to Essex County College." (Ordinance 6-S & F-j, adopted September 7, 1988.)

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WHEREAS, the Municipal Council of the City of Newark (hereinafter referred to as "Council") by Ordinance 6S&FJ approved the sale of certain City owned property not needed for public purpose known as 1128 Broad Street, a/k/a Block 901, Lot 42; 1130 Broad Street, a/k/a Block 901, Lot 41; 73 Parkhurst Street, a/k/a Block 901, Lot 44 and 75 Parkhurst Street, a/k/a Block 901, Lot 1 to Essex County College by private sale for the fair market value established by appraisal; and

WHEREAS, 73 Parkhurst Street, a/k/a Block 901, Lot 44 and 75 Parkhurst Street, a/k/a Block 901, Lot 1 were mistakenly included in Ordinance 6S&FJ and are not a part of this conveyance, and the conveyance of these properties to Essex County College must be rescinded; and

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. The Ordinance 6S&FJ enacted on September 7, 1988 be and is hereby rescinded in its entirety.

Section 2. This Ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilmen Harris, Payne.

President Martinez: The yeases are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-t.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Article 15, Parking Authority of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By increasing the number of Commissioners on the Parking Authority).

WHEREAS, N.J.S.A. 40:11A-4 provided the governing body of the City of Newark with a power to establish a public body and corporate politic known as the "Parking Authority of the City of Newark"; and

WHEREAS, the P.L. 1983, Chapter 99 permits any municipality with a population of 35,000 or more to expand the membership of their parking authority from 5 to 7 members with such additional members being appointed by the Mayor; and

November 14, 1988

WHEREAS, the Municipal Council of the City of Newark desires to increase the number of Commissioners appointed by the Parking Authority of the City of Newark from 5 to 7.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1. Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Article 15, Parking Authority of the Revised Ordinances of the City of Newark, 1966 as amended and supplemented be and is hereby amended and supplemented to read in its entirety as follows:

Article 15 - Parking Authority

2:2-62 - CREATION; POWERS AND DUTIES

(a) The body corporate and politic, known as the "Parking Authority of the City of Newark" heretofore created and established pursuant to the provisions of the Parking Authority Law (R.S. Cum. Supp. 40:11A-1, et seq.) is hereby continued, subject to all the rights, powers and duties vested in and conferred upon it by the terms and provisions of said statute.

(b) The Authority shall consist of 7 Commissioner to be appointed in the following manner:

(1) Mayor and Council Appointees - There shall be 5 Commissioners who are appointed by the Mayor with the advice and consent of the Municipal Council. The Commissioners who are so appointed shall be designated to serve for terms 1, 2, 3, 4 and 5 years respectively from the date of their appointment but thereafter, the Commissioners shall be appointed as aforesaid for a term of 5 years except that all vacancies shall be filled for the unexpired term.

(2) Mayor's Appointees - There shall be 2 Commissioners who are appointed by the Mayor and shall serve 1 and 2 year terms respectively from the date of their appointment but thereafter, such Commissioners shall be appointed by the Mayor for terms of 5 years except that all vacancies shall be filled for the unexpired term.

2:2-63 - POWER AND PURPOSES OF THE AUTHORITY

(a) The Parking Authority of the City of Newark shall have such authority and power as provided in the Parking Authority Law, N.J.S.A. 40:11A-6, exercising public and essential governmental functions, and having all the powers necessary or convenient to carry out and effectuate its corporate purposes and the purposes and provisions of the Parking Authority Law.

SECTION 2 - This Ordinance shall take effect after final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard:

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-u.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Offices of the Municipal Council and Deputy City Clerk and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented (To adjust the salary range for Aide to Council President and Executive Secretary).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled "An ordinance creating position in the Offices of the Municipal Council and City Clerk and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 as amended and supplemented be amended to adjust the salary range as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Aide to Council President 0237 (35 Hours) (1)	10/21/88	\$35,096.29	\$35,096.29
Executive Secretary to Councilman A127 (35 Hours) (9)	10/21/88	\$32,281.14	\$32,281.14

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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At a later time in the meeting, after Ordinance 6-Ph, S & F-v, Councilman Rice requested his vote be changed from the affirmative to the negative.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Villani, President Martinez.

No: Councilman Rice.

Absent During Roll Call: Councilman Tucker.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are five, the noes are one, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-v.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Urban Renewal Plan and the Feasibility of Relocation for the Education Center Urban Renewal Project N.J.R-50 (5th Amendment)

(Generally bounded by the Passaic River on the East; Edison Place on the South; Mulberry Street and certain properties West of it, on the West; Park Street and Cherry Street on the North)

WHEREAS, the Municipal Council of the City of Newark has heretofore by Resolution 7RBk adopted May 20, 1964; Ordinance 6S & Fd, adopted October 5, 1977; Ordinance 6S & Fd adopted May 3, 1978; Ordinance 6-PH, S & F-f adopted October 7, 1981; and Ordinance 6S & F adopted September 7, 1988, approved an Urban Renewal Plan and Amendments thereto for the Educational Center Urban Renewal Project (N.J.R-50); and

WHEREAS, the Housing Authority of the City of Newark and the Central Planning Board of the City of Newark has considered and approved a further amendment of said Urban Renewal Plan, said amendment consisting of: (1) A land are generally bounded by Centre Street, Mulberry Street and vacated Kitchell Street will be changed from semi Public to Core Area Commercial. This will enable the developer of a nearby mixed use center, involving a new facility for Seton Hall Law School and major office and retail development, to provide adequate parking on this site; (2) The boundary of the project has been amended, to add a minor portion of a land area to a parcel which is being purchased by the Authority. This will avoid severance costs; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the recommendation of the Planning Board; and

WHEREAS, it has heretofore been found and determined by Resolution 7Rr, adopted on July 10, 1961 that the project area is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

November 14, 1988

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin;

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Urban Renewal Plan for the Area conforms to the general plan of the City of Newark.

Section 2. That it is hereby found and determined that the Urban Renewal Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the Plan.

Section 3. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the urban renewal of the area by private enterprise.

Section 4. That in order to facilitate the implementation of the Urban Renewal Plan for the area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan, and take appropriate action upon proposals and measures designed to effectuate said Plan.

Section 5. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the roll, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilmen Harris, Payne.

President Martinez: The yeases are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-w.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving an amendment to the Urban Renewal Plan for the Newark Plaza N.J.R-58 (11th Amendment).

(Generally bounded by the Passaic River on the East; Edison Place on the South; Mulberry Street and certain properties West of It, on the West; Park Street and Cherry Street on the North)

WHEREAS, the Municipal Council of the City of Newark, New Jersey, has heretofore, by Resolution 7Rh adopted, October 16, 1963; Resolution 7RBM, adopted May 20, 1964; Resolution 7Rbb, adopted April 16, 1969; Resolution 7Rbq, adopted May 18, 1973; Ordinance 6S & Fb, adopted March 16, 1977; Ordinance 6S & Fk, adopted November 13, 1978; Ordinance 6S & Fc, adopted July 9, 1980; and Ordinance 6S & Fe, adopted February 3, 1982, Ordinance 6S & FC, adopted April 4, 1984; Ordinance 6S & FC, adopted August 7, 1983; Ordinance 6S & Fs, adopted August 3, 1988 approved an Urban Renewal Plan and amendments thereto for the Newark Plaza Project (N.J.R-58); and

WHEREAS, the Newark Redevelopment & Housing Authority of the City of Newark New Jersey, and the Central Planning Board of the City of Newark, New Jersey have considered and approved a further amendment of said Urban Renewal Plan, said amendment consisting of: (1) Area presently occupied by the Seton Hall Law School is changed from "Educational" to "Core Area Commercial". (2) Textual references to "Educational" land use have been eliminated and such land use allowed under the "Core Area Commercial" use, provided such educational facilities are part of a mixed use development; containing office space, retail uses, and educational uses; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated hereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its resolution, certification and recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the Planning Board resolution, certification and recommendation of the Planning Board; and

WHEREAS, it has heretofore been found and determined by Resolution 7RT, adopted on July 10, 1961 and Resolution 7RBO, adopted on February 16, 1977 that the project area is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, it is necessary that the Municipal Council take all appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Newark Redevelopment & Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including the prohibiting of discrimination because of race, color, creed or national origin;

November 14, 1988

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Urban Renewal Plan for the Area conforms to the general plan of the City of Newark.

Section 2. That it is hereby found and determined that the Urban Renewal Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the Plan.

Section 3. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the urban renewal of the area by private enterprise.

Section 4. That in order to facilitate the implementation of the Urban Renewal Plan for the area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan, and take appropriate action upon proposals and measures designed to effectuate said Plan.

Section 5. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Absent: Councilmen Harris, Payne.

President Martinez: The yeases are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

November 14, 1988

6-Ph, S & F-x.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving an amendment to the Redevelopment Plan and the Feasibility of Relocation for City Tax Blocks 408, 409, 403, 404, 407, 406, 405, 209, 207, 208, 227, 228, 229, 233, 234, 235, 236, 237 and 238 in their entirety.

(Springfield Avenue, South Orange Avenue, Howard Street, Thirteenth Avenue, Wickliffe Street, Warren Street, Norfolk Street, West Market Street, Richmond Street, Thirteenth Avenue, Boston Street, South Orange Avenue, Jones Street, to Springfield Avenue.)

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on May 2, 1988, which is annexed hereto a Redevelopment Plan for City Tax Blocks 408, 409, 403, 404, 407, 406, 405, 209, 207, 208, 227, 228, 229, 233, 234, 235, 236, 237, and 238 (hereinafter called "Area") as amended; and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

Section 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that

certain official action must be taken by this body, and accordingly, this Body hereby: (a) Pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) Requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such an end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

November 14, 1988

Section 5. That the Redevelopment Plan for the Area ^{as amended} having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council questioning whether residents would receive money for their property and be relocated.

Councilman Grant replied that the residents would be relocated and receive compensation.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-y.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, and Section 23:5-5, Parking Limited to Two Hours, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising parking regulations on Bank Street and University Avenue.

(Deleting
Bank Street, south side, from University Avenue to Halsey Street.

University Avenue, east side, from Warren Street to Branford Place.

Adding
Bank Street, south side, from Halsey Street, to Washington Street.

University Avenue, east side, from Market Street to Branford Place.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

HEARINGS OF CITIZENS.

- 6-HC-a. MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council questioning why New Community Corporation is being given more properties if they haven't paid their taxes. The speaker also questioned the status of Harry Grant's building.

Councilman Tucker stated the Council did not give additional property to New Community Corporation, but that New Community Corporation did come to them for a Tax Abatement for the building of a supermarket.

President Martinez noted the Council has requested information from the Central Planning Board as to whether Harry Grant has complied with laws.

Councilman Tucker requested the speaker to forward the names of the persons who were unable to vote in the last election and he would investigate the matter.

- 6-HC-b. MR. BRENDAN O'FLAHERTY, 23 REYNOLDS PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council offering congratulations to Congressman-Elect Donald M. Payne. The speaker thanked the Council for deleting pedestrian bridge in Bond Ordinance and reviewed why this was necessary.

- 6-HC-c. MR. FRANK P. ARCOLEO, JR., 132 HELLER PARKWAY, NEWARK, NEW JERSEY, addressed the Municipal Council also extending congratulations to Congressman-Elect Donald M. Payne. The speaker thanked the Council for deleting pedestrian bridge in Bond Ordinance and reviewed why this was necessary.

- 6-HC-d. MS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council inquiring about Councilman Harris.

President Martinez stated Councilman Harris' family has advised the Council that he is resting comfortably.

The speaker stated there is housing available but not affordable to homeless people because Newark people are unable to obtain employment. The speaker also commended the Council on the new Bus Lane legislation and questioned when theaters and new supermarkets would be available within the City of Newark.

(Councilman Payne arrived at 9:25 P.M.)

President Martinez stated that there are plans for several supermarkets, theaters and additional housing being planned for the City of Newark.

November 14, 1988

A motion to consider Resolution 7-R-bj (A.S.) at this time was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bj.
(A.S.)

Resolution recognizing and commending Donald M. Payne, a native of Newark and South Ward Councilman, on the history-making occasion of his being elected as the first Black Congressman of the State of New Jersey; and further, offering him sincere best wishes in his new and challenging position.

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

Councilman Grant read and presented on behalf of the Members of the Municipal Council, a suitably inscribed resolution to Congressman-Elect Donald M. Payne.

Councilman Payne thanked the Municipal Council for presenting him with this honor.

Councilman Payne excused himself from the meeting at this time stating he had to catch a plane to Israel.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution authorizing Mayor/Director of Finance to ratify collection of 6% interest payments coll through date of this resolution; to effect further of notes totalling \$15 million on the same terms; except the maturity dates shall be extended to April 1, 1989; and that an irrevocable Stand-By Letter of Credit be issued N.A., New Jersey.

(Copy of resolution and correspondence submitted by Councilman Fariella, Newark Economic Development from First Fidelity Bank met with the Council November 14, 1988)

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A motion to adopt the resolution was made by the Council and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

ple and

7-R-b.

Resolution designating bus stop along Market Street, westbound curblin on the northerly side thereof at Mulberry Street, far side, beginning at the westerly curblin of Mulberry Street and extending 150 feet westerly thereof; further, amending Resolution 7-R-bh, November 16, 1987, redesignating bus stop locations throughout the City of Newark, by deleting therefrom along Market Street, westbound on the northerly side thereof at Mulberry Street, north side, beginning at the easterly curblin of Mulberry Street and extending 150 feet easterly therefrom.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

- 7-R-c. Resolution ratifying and authorizing Mayor and Director of Development to enter into contract with International Youth Organization, Inc., a New Jersey non-profit corporation, for rehabilitating 697-699 South 12th Street, to provide variety of services for low and moderate income residents, for period October 6, 1988 to October 5, 1989, in the amount of \$100,000; funds provided in H.C.D.A. FY XIV.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Ms. Carolyn B. T. Wallace, International Youth Organization, Inc. met with the Council November 14, 1988.)

(For action on this resolution, see page 3 in the minutes of this meeting)

- 7-R-d. Resolution authorizing Mayor and Director of Development to execute and enter in to Memorandum of Understanding with Donald Jackson (Clinton Hill) Neighborhood Corporation, 15 Van Ness Place, Newark, New Jersey, to construct a Residential Affordable Housing Project on property located at 607-613 Clinton Avenue; Block 3004, Lot 28.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Father Paul, Blessed Sacrament Church, Member of the Clinton Hill Neighborhood Corporation met with the Council November 14, 1988.)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Payne.

- 7-R-e. Resolution authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Elizabeth Avenue Community Center, Inc., for the provision of social services to low and moderate income families, for period January 1, 1989 to December 31, 1989, in amount of \$65,000.; funds provided in H.C.D.A. Year XIV.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Health and Human Services Struggs and Director Daniels, Elizabeth Avenue Community Center, Inc., met with the Council November 14, 1988.)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Payne.

- 7-R-f. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Central Ward Coalition of Youth Agencies, for provision of social and recreational youth services, for period September 1, 1988 to August 31, 1989; in amount of \$83,140., funds provided in H.C.D.A. Year XIV.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

November 14, 1988

- 7-R-g. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Newark Literacy Campaign, Inc., for provision of literacy tutoring services, for period May 1, 1988 to April 30, 1989, in amount of \$25,000.; funds provided in H.C.D.A. Year XIV.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

- 7-R-h. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Black Churchmen/Chamber of Commerce Employment Program, for provision of job placement and counselling, for period May 1, 1988 to April 30, 1989, in amount of \$20,000.; funds provided in H.C.D.A. Year XIV.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Health and Human Services Struggs and President Schoon, Black Churchmen/Greater Newark Chamber of Commerce and Vice President of Governmental Affairs Harris met with the Council November 14, 1988.)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

- 7-R-i. Resolution authorizing Mayor and Director of Engineering to execute Contract 88-25, Pavement Markings on Streets of Newark, with Statewide Striping Corporation, P.O. Box 1097, Morristown, New Jersey, only bid received, for total sum of \$67,200.; funds provided in 1988 Operating Budget.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Engineering Zach met with the Council November 14, 1988)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

- 7-R-j. Resolution authorizing Mayor and Director of Engineering to execute Contract 88-26, Flagging: Replacement of Curbs and Sidewalks - City Wide, with Granada Construction Corp., 147 Thomas Street, Newark, New Jersey, lowest responsible bid submitted, for total sum of \$195,000.; funds provided in 1988 Operating Budget.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Engineering Zach met with the Council November 14, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

- 7-R-k. Resolution authorizing Mayor and Business Administrator to execute Labor Agreement with Trades Benevolent Association, for period January 1, 1982 to December 31, 1990.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

November 14, 1988

- 7-R-l. Resolution ratifying and authorizing Mayor to file application for receipt of funds through the Job Training Plan under the Job Training Partnership Act for program year 1987, in amount of \$29,577.-6% Incentive, for period July 1, 1987 through June 30, 1988.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

- 7-R-m. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Shirley O. Scott, R.N., for provision of medical services to homeless individuals and families, for period September 12, 1988 to May 31, 1989, in amount not to exceed \$4,975.50. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

- 7-R-n. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Maurice Floreal, M.D., for provision of medical services to homeless individuals and families, for period September 19, 1988 to May 31, 1989, in amount not to exceed \$18,011.34. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

- 7-R-o. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Olga Sheehy Quintana, M.D., for provision of medical services to homeless individuals and families, for period September 19, 1988 to November 30, 1988, in amount not to exceed \$5,109.60. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

- 7-R-p. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Love Newark Committee of the Greater Newark Chamber of Commerce, for provision of city-wide beautification support services for period May 1, 1988 to April 30, 1989, in amount of \$20,000. to be paid from Community Development Block Grant Fund of Housing and Community Development Administration, Year XI funds reprogrammed for Year XIV allocated to Department of Health and Human Services.
(Copy of resolution and correspondence submitted to each Member of the Council)
(President Schoon, Greater Newark Chamber of Commerce met with the Council November 14, 1988)

November 14, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-q.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training to enter into grant agreement with U.S. Department of Labor Employment and Training Administration, in amount of \$400,000., under Model Alternative School Pilots Training Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-r.

Resolution authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at public auction held on October 27, 1988, per the attached Exhibits A, B and C, for the sum of \$2,357,350., to the highest bidders; pursuant to Executive Order PM880032, issued October 12, 1988 by the Mayor of the City of Newark, New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-s.

Resolution authorizing Corporation Counsel to execute Consent Order as set forth in Exhibit A; upon receipt of all documents deemed necessary. (City of Newark and Hartz Mountain Industries, Inc., instituted suit in Superior Court of New Jersey, Chancery Division, Essex County, to enforce contract between City of Newark and Consolidated Rail Corporation for sale of property commonly known as "Maverly Yards")

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council November 14, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-t.

Resolution amending Resolution 7-R-w. (A.S.), January 6, 1988, contract with United States Department of Health and Human Services, for provision of health and social services to Newark's homeless population, for period December 1, 1988 to November 30, 1989; funds available from United States Department of Health and Human Services in amount of \$552,042., does not require expenditure of any Municipal funds; increasing grant award to \$737,321.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

- 7-R-u. Resolution requesting Tax Assessor of City of East Orange to assess entire tract of land commonly known as 147 Palm Street, Block 4198, Lot 130; to be assessed by City of East Orange for as long as the property is being used for provision of low-income housing by the Unified Vailsburg Services Organization and the Urban League, Inc.; if said property ceases from being used for such purposes, the City of Newark shall assess that portion of the tract lying in Newark on October 1, 1988 after the cessation of its low-income housing.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council November 14, 1988)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne.

- 7-R-v. Resolution authorizing Tax Assessor to remove assessment for 4 months of 1988 tax year, on property 272-276 Walnut Street, Block 961, Lot 18, Qual. CA11C; further, authorizing Tax Collector to cancel \$1,354.61 taxes due from September 1, 1988 to December 31, 1988; pursuant to N.J.S.A. 40:55-C-40, et seq., granting tax abatement to residential condominium projects upon the condition that the owner resides in such property.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne.

- 7-R-w. Resolution authorizing Tax Assessor to cancel a portion of taxes for year 1985 on property known as 574-588 Frelinghuysen Avenue, Block 3791, Lot 1, owned by Parkside Urban Renewal Associates; further, accepting \$28,350.74 from New Jersey Economic Development Corporation in full satisfaction of Tax Sale Certificate No. 60156; further, authorizing Tax Collector to cancel of record Interest and Cost in amount of \$4,542. from said Tax Sale Certificate. (Error in tax records caused by several mergers and subdivisions affecting said property in 1985.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne.

- 7-R-x. Resolution authorizing transfer of funds from Police Department, Director's Office, Personnel Services, Salaries and Wages-\$90,907. to Other Pay, Overtime-\$90,907.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne.

November 14, 1988

7-R-y.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Women's Infants and Children's Supplemental Food Program, \$11,565.; item available from New Jersey State Department of Health.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-z.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Nutrition Project for the Elderly, \$5,041.; item available from Essex County Department of Citizen Services, Division on Aging.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-ba.

Resolution approving Tax Abatement Application and Financial Agreement for Ironbound Court Yard Condominium Urban Renewal Corporation, for construction of thirty-six condominium units at 224-238 McWhorter Street, (Block 934, Lot 1) granting exemption from taxation on improvements for period of 30 years from date of issuance of Certificate of Occupancy; pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-bb.

Resolution approving Tax Abatement Application and Financial Agreement for Changed Look Urban Renewal Development Corporation, for construction of an 81,000 square foot shopping center of which 31,000 square feet will be occupied by a major supermarket and 50,000 square feet will be occupied by various satellite retail outlets at 282-304 Irvine Turner Boulevard and 127-141 Avon Avenue, (Block 2580, Lot 50) granting exemption from taxation on improvements for period of 15 years from date of issuance of Certificate of Occupancy; pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

November 14, 1988

- 7-R-bc. Resolution approving Tax Abatement Application and Financial Agreement for Pacific Urban Renewal Inc., a New Jersey Corp., for construction of a condominium project which consist of the rehabilitation of an abandoned retail facility to raise the building 6½ feet to construct a second floor and new roof, new stucco exterior walls to be established, new electrical service also to accommodate new commercial bank, two new retail and two new professional offices at 94-98 New York Avenue (Block 943, Lot 6) granting exemption from taxation on improvements for period of 15 years from date of issuance of Certificate of Occupancy; pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Payne.

- 7-R-bd. Resolution recognizing and commending Saint James Benefactors on the grand occasion of its Ninth Annual Benefactors Dinner-Dance held on Saturday, November 5, 1988, at the Portuguese Pavilion.

(This resolution was adopted at the November 2, 1988 Municipal Council meeting)

- 7-R-be. Resolution declaring an emergency exists as to an "Ordinance to amend Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Article 15, Parking Authority, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By increasing the number of Commissioners on the Parking Authority)," Ordinance 6-Ph, S & F-t, being finally adopted November 14, 1988, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Payne.

- 7-R-bf. Resolution recognizing and commending the U.S. Marine Corps on the occasion of its 213th Anniversary celebrated November 10, 1988 at the Vista Hotel.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Payne.

November 14, 1988

**7-R-bg.
(A.S.)** Resolution recognizing and commending Ana Paula Rodrigues for her outstanding beautification efforts within the City of Newark.

(For action on this resolution, see pages 1 and 2 in the minutes of this meeting)

**7-R-bh.
(A.S.)** Resolution recognizing and commending the Puerto Rican Educators Association of New Jersey on the grand occasion of its Testimonial Dinner honoring five of their educators.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

**7-R-bi.
(A.S.)** Resolution authorizing Director of Engineering and Director of Finance to execute contract with Township of Bloomfield, for sale of water, for period December 1, 1988 to December 1, 1993 for rate of \$750. per million gallons.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Engineering Zach met with the Council November 14, 1988)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-bj. Resolution recognizing and commending Donald M. Payne, a native of Newark and South Ward Councilman, on the history-making occasion of his being elected as the first Black Congressman of the State of New Jersey; and further, offering him sincere best wishes in his new and challenging position.

(For action on this resolution, see page 44 in the minutes of this meeting)

**7-R-bk.
(A.S.)** Resolution approving Tax Abatement Application and Financial Agreement for Northeast Urban Renewal Corporation, for proposed construction of a 2½ story building containing two residential condominium units at 610 North 3rd Street (Block 600, Lot 22) granting exemption from taxation on improvements for period of 30 years from date of issuance of Certificate of Occupancy; pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file a petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

November 14, 1988

7-R-b1.
(A.S.)

Resolution accepting bid from Devon Holding Corporation, Highest Bid received, for leasing of ±1 acre in West Milford Township, Passaic County known as Block 563, Lot 58, for \$11,000. annually in accordance with the terms set forth in Schedule A; pursuant to Executive Order PM880030, October 29, 1988, by the Mayor of the City of Newark, New Jersey, to install, erect, operate and maintain a retail commercial building.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-bm.
(A.S.)

Resolution amending Resolution 7-R-dd, June 29, 1988, Tax Abatement and Financial Agreement for Mountain Newark Urban Renewal Associates, L.P., for construction, maintenance and operation of a distribution facility containing 83,350 sq. ft. of 28 foot high warehousing and distribution space and 21,000 sq. ft. of office space at 884-918 Frelinghuysen Avenue, by changing the square footage of its commercial building from 104,350 square feet to approximately 85,000 square feet; further, changing completion date from January 1989 to October 1989.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-bn.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act Funds, from Thirteenth Year (H.C.D.A. XIII), Police Security, Salaries and Wages \$14,700.; to Housing and Community Development Act, Fourteenth Year (H.C.D.A. XIV), Newark Day Care Council, Salaries and Wages, Other Expenses - \$14,700., pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-bo.
(A.S.)

Resolution authorizing Mayor and Business Administrator to file amendment to Newark's FY 1985 (Year XI) Final Statement of Community Development Objectives and Projected Use of Funds which will drop Ironbound Community Corporation health screening activity and substitute senior ride activity, involving no change in \$8,600, originally allocated.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

November 14, 1988

7-R-bp.
(A.S.)

Resolution authorizing Mayor and Business Administrator to file amendment to Newark's FY 1988 (Year XIV) Final Statement of Community Development Objectives and Projected Use of funds which will add \$14,700. in Public Services category for Newark Day Care Council, Inc., 447 18th Avenue, Newark, New Jersey 07108.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-bq.
(A.S.)

Resolution authorizing transfer of funds from various Departments and Divisions \$2,000,000. to Department of Engineering, Director's Office, Service by Contract or Agreement - \$1,000,000., Division of Sanitation, Service by Contract or Agreement \$1,000,000., totalling \$2,000,000.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-br.
(A.S.)

Resolution designating Sunday, December 4, 1988, as "Archie Callahan Remembrance Day" in memory of Archie Callahan, a native Newarker, who gave his life in service to his country at Pearl Harbor on December 7, 1941.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

7-R-bs.
(A.S.)

Resolution authorizing Mayor and Director of Development to enter into contract agreement with New Jersey Department of Community Affairs for grant in amount of \$907,000., for 42 low to market rate rental housing units. (Weequahic Section of Newark)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

November 14, 1988

MOTIONS.

- 7-M-a. A MOTION RESPECTFULLY REQUESTING THE CITY ADMINISTRATION TO CLEAN UP THE 'ARCHIE CALLAHAN MONUMENT' AND THE SURROUNDING GROUNDS IN THE VICINITY OF DOUGLASS HARRISON PARK PRIOR TO 'ARCHIE CALLAHAN REMEMBRANCE DAY' WHICH IS SCHEDULED FOR DECEMBER 4, 1988; FURTHER, REQUESTING THAT THE CITY ADMINISTRATION SET UP THE NECESSARY GRANDSTANDS, BUNTING AND SOUND SYSTEM FOR A SCHEDULED CEREMONY ON SAID DATE was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.
Absent: Councilmen Harris, Payne.
- 7-M-b. A MOTION SPONSORED BY WEST WARD COUNCILMAN RONALD L. RICE, STRONGLY OPPOSING THE CONSTRUCTION OF ANY FAST FOOD CHAIN (McDONALD'S OR OTHERWISE) WHICH HAS BEEN REPORTEDLY PROPOSED AS AN ANCHOR TO A COMMERCIAL STRIP DEVELOPMENT ON VACANT LAND ADJACENT TO THE GEORGIA KING VILLAGE HOUSING COMPLEX ON WEST MARKET STREET was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.
Absent: Councilmen Harris, Payne.
- 7-M-c. A MOTION DIRECTING THE DEPUTY CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, CORPORATION COUNSEL GRANT AND OFFICE OF AFFIRMATIVE ACTION MANAGER RUFFIN TO MEET WITH THE COUNCIL AT ITS SPECIAL CONFERENCE, NOVEMBER 22, 1988, TO DISCUSS CERTIFICATION OF MINORITY VENDORS BY STATE OF NEW JERSEY was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.
Absent: Councilmen Harris, Payne.
- 7-M-d. A MOTION REQUESTING THAT THE ADMINISTRATION SUBMIT TO THE COUNCIL THE NUMBER OF PEOPLE NEEDED AND THE COST OF SUCH ADDITIONAL HELP NECESSARY FOR THE IMPLEMENTATION OF THE ORDINANCES PASSED FOR CODE ENFORCEMENT ACTIVITIES was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.
Absent: Councilmen Harris, Payne.
- 7-M-e. A MOTION DIRECTING THE DEPUTY CITY CLERK TO SEND A BASKET OF FRUIT OR FLOWERS TO OSBORNE CARTER WHO IS RECUPERATING FROM AN OPERATION was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.
Absent: Councilmen Harris, Payne.

November 14, 1988

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.

8-a.

The Deputy City Clerk presented Communication from Acting Business Administrator Grant, received October 27, 1988, enclosing proposed "Ordinance amending Title 2 of Administration, Chapter 2, Office of the Mayor and Agencies of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By establishing the Mayor's Commission on Sister Cities).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the Deputy City Clerk to invite Deputy Mayor Guarino to meet with the Council at their pre-meeting conference November 30, 1988 was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

8-b.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received November 1, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Supervising Planner, Land Development Review and abolish the title of Coordinator of Plan Review in the Department of Land Use Control)."

(Supervising Planner,
Land Development Review

(35 Hours)) (1) \$32,562.01 - \$39,262.05

(Title change in compliance with New Jersey Department of Personnel approved titles. Represented by Newark Council 21, Civil Service Association. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the December 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

8-c.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received November 1, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Supervising Transportation Inspector and to abolish the title of Principal Transportation Inspector in the Department of Police)."

(Supervising Transportation
Inspector

(40 Hours)) (1) 1/1/88 \$20,112.68 - \$23,991.61

(Title change in compliance with New Jersey Department of Personnel's Title Standardization Program. Represented by AFSCME Local 2299 (Inspectors). No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the December 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

November 14, 1988

- 8-d. The Deputy City Clerk presented Communication from Business Administrator Monteilh, received November 1, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Word Processing Operator in the Department of Health and Human Services)."

(Word Processing Operator
(35 Hours)) (1) \$17,777.86 - \$20,558.18
(Creating title in Department of Health and Human Services to provide a needed service for the department. Represented by Newark Council 21, Civil Service Association. Will be included in 1989 Budget.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the December 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

- 8-e. The Deputy City Clerk presented Communication from Business Administrator Monteilh, received November 1, 1988, enclosing proposed "Ordinance amending and supplementing Title 11AA, Fire Prevention Code of the Revised Ordinances of the City of Newark, New Jersey, to require additional permits, inspections and fees."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the December 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

- 8-f. The Deputy City Clerk presented Communication from Business Administrator Monteilh, received November 1, 1988, enclosing proposed "Ordinance amending Sections 23:5-1 and 23:5-2, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on James Street."

(Section 23:5-1 - Parking Prohibited at All Times

Deleting:

James Street: North side, from Washington Street to High Street. South side, from Burnett Street to Nesbitt Street.

Adding:

James Street: North side, between Burnett Street and High Street. South side, between Burnett Street and Nesbitt Street.

Section 23:5-2 - Parking Prohibited at Certain Times

Adding:

James Street: North side; between Washington Street and Burnett Street, from 9:00 A.M. to 6:00 P.M., except Saturdays, Sundays, holidays and Wednesdays between the hours of 12 Noon to 4:00 P.M.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

November 14, 1988

8-g.

The Deputy City Clerk presented Proposed "Ordinance approving the sale of premises commonly known as 147 Palm Street, Block 4198, Lot 130, to the City of East Orange, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1)."

(\$1.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council November 14, 1988)

A motion directing the Deputy City Clerk to place this ordinance on the December 1, 1988 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Payne.

8-h.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received November 3, 1988, enclosing proposed "Ordinance to amend Title 7A, Building Construction Code Enforcing Agency, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto a new subsection 7A:4-1(c) (Requiring certification that tax payments on the property are current prior to the issuance of a building, fire, plumbing or electrical permit)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-x (A.S.) on page 10 in the minutes of this meeting)

8-i.
(A.S.)

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received November 14, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Development' (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Management Specialist in the Department of Development)."

(Management Specialist

(37½ Hours))

(1) 10/31/88 \$34,113.29 - \$41,148.19

(Title created to properly classify duties and responsibilities of employee in compliance with New Jersey Department of Personnel's Rules and Regulations. Represented by Newark Council 21, Civil Service Association. Salary range is lower than that of previous title. Previous title is a common title.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-y (A.S.) on pages 10, and 11 in the minutes of this meeting)

8-j.
(A.S.)

The Deputy City Clerk presented Proposed "Ordinance to grant five (5) years of tax exemption for a residential improvement in the form of a conversion of a building into a multiple dwelling erected on premises known as 351-357 Sussex Avenue A/K/A 76-78 North Sixth Street, (Block 1888, Lots 35, 36, 37 and 38) on the Official Tax Map (Year 1988) of the City of Newark, New Jersey."

(New Community Sussex Housing Corporation)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the December 1, 1988 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Payne.

November 14, 1988

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

- 9-a. Communication from Business Administrator Monteilh, received October 11, 1988, enclosing proposed "Ordinance to amend and supplement Title 10, Finance and Taxation, Chapter 7, Motor Vehicle parking Tax, Section 3 and by also adding four new sections, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To provide for rules and regulations for the collection of parking taxes together with penalties, interest and fines)."
- (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the December 1, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The Deputy City Clerk reported the following Bingo and Raffle Licenses were issued from October 24, 1988 to November 4, 1988:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Columba Church	9993
Rosary Society of the Immaculate Conception Church	9995
Immaculate Conception Church General Committee	9996
St. Michael's Merry Makers	9997

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Augustine's Roman Catholic Church	9992
Boys' and Girls' Clubs of Newark, Inc.	9994

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.


ADJOURNMENT.

12-a.

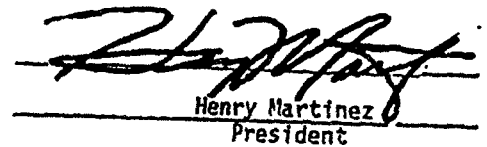
A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Harris, Payne.

APPROVED:

Mark E. Davis
Deputy City Clerk



Henry Martinez
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:25 P.M.

The audience arose for the National Anthem.

The invocation was offered by Councilman Ralph T. Grant, Jr.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Mark Kreder, Intergovernmental Liaison Officer Joseph Bradley, Legislative Research Officers Jack Nulty, Public Relations Consultant Delores Wheat; Lieutenant Detective James Reed and Lieutenant Raymond Gilhooley, Sergeants-at-Arms.

Absent: Councilmen Harris, Payne, Rice.

President Martinez stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented Copy of Minutes of Joint Meeting Maintenance, held October 20, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

- 4-b. The City Clerk presented Copy of Minutes of Meeting of the Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held on October 20, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

- 4-c. The City Clerk presented Copy of Minutes of Meeting of the Housing Authority of the City of Newark, held October 20, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

- 4-d. The City Clerk presented Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for the month of October, 1988.

A motion to approve "Report of Contracts Awarded" recommended by Purchasing Agent and approved by Business Administrator for the month of October, 1988, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez read letter from Councilman Rice explaining his absence from this meeting due to a pressing matter in Trenton.

December 1, 1988

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A motion to consider Resolution 7-R-bv at this time was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-bv.

Resolution recognizing and commending Arthur S. Guida, Manager of the Community Affairs Department of New Jersey Bell for his outstanding contributions to the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

Councilman Tucker, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Arthur Guida.

Mr. Guida thanked the Members of the Municipal Council for the presentation of this resolution.

A motion to consider Resolutions 7-R-cn (A.S.) and 7-R-co (A.S.) at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-cn.
(A.S.)

Resolution authorizing making application to the Local Finance Board pursuant to N.J.S.A. 40A:3-1 et. seq. and N.J.S.A. 40A:11-15.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-co.
(A.S.)

Resolution authorizing certain officers and other representatives of the City of Newark including the Director of Finance, Clerk, General Counsel, Financial Advisors, Bond Counsel, Auditors, and others to proceed to perform such acts, execute such documents and do all such things as are necessary to accomplish the issuance of Certificates of Participation and the entry into a lease or leases and such other transactions as are necessary to accomplish financing of the costs of acquisition of equipment and related costs by and on behalf of the City of Newark, County of Essex, New Jersey pursuant to N.J.S.A. 40A:11-15.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.

(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.

- 6-F-b. The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Summit Avenue as a one-way street.
 (Summit Avenue: Southbound, from Chancellor Avenue to the City Line)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)
 (Director of Engineering Zach met with the Council October 4, 1988)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.

- 6-F-c. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Supervising Planner, Land Development Review and abolish the title of Coordinator of Plan Review in the Department of Land Use Control).
 (Supervising Planner,
 Land Development Review
 (35 Hours)) (1) \$32,562.01 - \$39,262.05
 (Title change in compliance with New Jersey Department of Personnel approved titles. Represented by Newark Council 21, Civil Service Association. No salary change.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.
 President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

- 6-F-d. The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Supervising Transportation Inspector and to abolish the title of Principal Transportation Inspector in the Department of Police).
 (Supervising Transportation
 Inspector
 (40 Hours)) (1) 1/1/88 \$20,112.68 - \$23,991.61
 (Title change in compliance with New Jersey Department of Personnel's Title Standardization Program. Represented by AFSCME Local 2299 (Inspectors). No salary change.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.

December 1, 1988

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-e.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Word Processing Operator in the Department of Health and Human Services).

(Word Processing Operator

(35 Hours))

(1) \$17,777.86 - \$20,558.18

(Creating title in Department of Health and Human Services to provide a needed service for the department. Represented by Newark Council 21, Civil Service Association. Will be included in 1989 Budget.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-f.

The City Clerk read An ordinance amending and supplementing Title 11AA, Fire Prevention Code of the Revised Ordinances of the City of Newark, New Jersey, to require additional permits, inspections and fees.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-g.

The City Clerk read An ordinance approving the sale of premises commonly known as 146 and 148 Palm Street, Block 4199, Lots 149, 150 and 151, to the City of East Orange, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1). (\$1.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-h.

The City Clerk read An ordinance to grant five (5) years of tax exemption for a residential improvement in the form of a conversion of a building into a multiple dwelling erected on premises known as 351-357 Sussex Avenue A/K/A 76-78 North Sixth Street, (Block 1888, Lots 35, 36, 37 and 38) on the Official Tax Map (Year 1988) of the City of Newark, New Jersey.

(New Community Sussex Housing Corporation)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeases are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-i.

The City Clerk read An ordinance to amend and supplement Title 10, Finance and Taxation, Chapter 7, Motor Vehicle parking Tax, Section 3 and by also adding four new sections, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To provide for rules and regulations for the collection of parking taxes together with penalties, interest and fines).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance awaiting further information from the City Auditors was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

A motion to consider Items 8-e through 8-t on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

6-F-j.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6 S & F-c) adopted May 4, 1977, as amended. (To adjust the salary of Mayor).

(Mayor) 1/1/89 \$80,689.69 - \$80,689.69
(4% increase for year 1989. Fiscal impact - \$3,474.68)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeases are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-k.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6 S & F-d) adopted May 4, 1977, as amended. (To adjust the salary of Business Administrator)

(Business Administrator 1/1/89 \$83,749.44 - \$83,749.44)

(4½% increase for year 1989. Fiscal impact - \$3,606.44)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-l.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6 S & F-d) adopted May 4, 1977, as amended (To adjust the salary of Assistant Business Administrator).

(Assistant Business Administrator 1/1/89 \$64,960.56 - \$64,960.56)

(4½% increase for year 1989. Fiscal impact - \$2,614.34)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-m.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977, as amended and supplemented. (To adjust salaries for Aide to Council President and Executive Secretary to Councilman).

(Aide to Council President 1/1/89 \$36,675.62 - \$36,675.62
(35 hours)

Executive Secretary to 1/1/89 \$33,733.79 - \$33,733.79
Councilman

(35 hours))

(4½% increase for year 1989. Fiscal impact - \$14,653.23)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-n.

The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To adjust salaries)."

- (Office of the Mayor and Municipal Courts - 10 Positions)
- (4½% increase for year 1989. Fiscal Impact - \$37,146.54)
- (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.
 President Martinez: The yeses are six, the noes are none and three absent.
 This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-o.

The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor,' (6-S & F-f) adopted May 4, 1977 as amended and supplemented. (To adjust salaries of President, Municipal Council and Councilman).

- (President, Municipal Council (1) 1/1/89 \$41,497.56 - \$41,497.56
- (Councilman (8) 1/1/89 \$37,655.19 - \$37,655.19)
- (4½% increase for year 1989. Fiscal Impact - \$14,759.14)
- (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.
 President Martinez: The yeses are six, the noes are none and three absent.
 This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-p.

The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Law and establishing salaries therefor,' (6-S & F-g) adopted May 4, 1977, and amendments thereto (To adjust salary for Corporation Counsel).

- (Corporation Counsel 1/1/89 \$64,960.56 - \$64,960.56)
- (4½% increase for year 1989. Fiscal Impact \$2,797.34)
- (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.
 President Martinez: The yeses are six, the noes are none and three absent.
 This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

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6-F-q.

The City Clerk read An ordinance to amend an ordinance entitled an ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust the salary of Director, Department of Finance).

(Director, Department of Finance) 1/1/89 \$64,960.56 - \$64,960.56

(4½% increase for year 1989. Fiscal Impact - \$2,797.34)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.
 President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-r.

The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended. (to adjust the salary of Director, Department of General Services).

(Director, Department of General Services) 1/1/89 \$64,960.56 - \$64,960.56

(4½% increases for 1989. Fiscal Impact - \$2,797.34)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.
 President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-s.

The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977, and amendments thereto. (to adjust the salaries for Director, Police Department and Police Chief).

(Director, Department of Police) 1/1/89 \$64,960.56 - \$64,960.56

(Police Chief) 1/1/89 \$62,812.08 - \$62,812.08

(4½% increase for year 1989. Fiscal Impact - \$5,502.17)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.
 President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-t.

The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-1) adopted May 4, 1977 and amendment thereto. (To adjust the salary of Director, Department of Fire).

(Director, Department of Fire 1/1/89 \$64,960.56 - \$64,960.56)
(4½% increase for year 1989. Fiscal Impact - \$2,797.34)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-u.

The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended. (To adjust the salary of Director, Department of Engineering).

Director, Department of 1/1/89 \$64,960.56 - \$64,960.56
Engineering)
(4½% increase for year 1989. Fiscal impact - \$2,797.34)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-v.

The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services,' (6-S & F-x) adopted July 16, 1986, as amended. (To adjust the salary of Director, Department of Health and Human Services).

(Director, Department of 1/1/89 \$64,960.56 - \$64,960.56
Health and Human Services)
(4½% increases for year 1989. Fiscal impact - \$2,797.34)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-w.

The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control,' (6-S & F-ba) adopted July 16, 1986, as amended. (To adjust the salary of Director, Department of Land Use Control).

(Director, Department of Land Use Control) 1/1/89 \$64,960.56 - \$64,960.56

(4½% increase for year 1989. Fiscal Impact - \$2,797.34)

(Copy ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-x.

The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development,' (6-S & F-z) adopted July 16, 1986, as amended. (To adjust the salary of Director, Department of Development).

(Director, Department of Development) 1/1/89 \$64,960.56 - \$64,960.56

(4½% increase for year 1989. Fiscal Impact - \$2,797.34)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

6-F-y.

The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control,' (6-S & F-ba) adopted July 16, 1986, as amended. (To adjust the salary of Tax Assessor).

(Tax Assessor) 1/1/89 \$38,755.85 - \$47,108.05

(4½% increase for year 1989. Fiscal Impact - \$2,028.58)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 14, 1988.

December 1, 1988

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Lafayette Street and Wilson Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-5, No Turn On Red of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto the following:

Intersection
Lafayette Street and Wilson Avenue

Right Turn on Red Prohibition
East on Lafayette Street to south on Wilson Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:4.1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Magnolia Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Magnolia Street
From Bergen Street to Springfield Avenue.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. The Director of Engineering shall forward a copy of this ordinance to the Commissioner of Transportation for her approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting a permanent bridge easement to the State of New Jersey, Department of Transportation for 784 sq. ft. of Block 5042, Lots 74 through 76, (Routes U.S. 1 & 9) also known as ER44 for the consideration of \$2,000., pursuant to N.J.S.A. 40A:12-13(b)(1).

WHEREAS, the Department of Transportation of the State of New Jersey is entrusted by law with the general police power of regulating access along highways, streets and roads under its jurisdiction; and

WHEREAS, Routes U.S. 1 & U.S. 9 is under the jurisdiction of the Department of Transportation; and

WHEREAS, the Department of Transportation has requested a permanent bridge easement of 784 square feet of Routes U.S. 1 & 9, Block 5042, between lots 74 and 76, City owned properties listed on Exhibit A also known as ER44; and

WHEREAS, the request of the Department of Transportation for a permanent bridge easement of 784 square feet is minimal in nature and does not affect the City of Newark in an inappropriate manner.

WHEREAS, an offer has been made to the City of Newark, pursuant to appraisal of Two Thousand Dollars (\$2,000.00), attached as Exhibit B, for the bridge easement.

WHEREAS, Routes U.S. 1 & 9, Block 5042, Lots 74 through 76 on the Official Tax Map and Tax Duplicate (year 1988) of the City of Newark, New Jersey are not needed for public purposes by the City of Newark.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. The City of Newark convey to the Department of Transportation, a body corporate and politic of the State of New Jersey, an easement for the properties listed in Exhibit A by private sale, for the consideration of Two Thousand Dollars (\$2,000.00), pursuant to N.J.S.A. 40A:12-13(b)(1).

2. The Director of the Department of Development be and is hereby authorized to execute any and all documents or bargain and sale deeds conveying the properties listed on Exhibit A to the Department of Transportation of the State of New Jersey.

3. The Deeds shall be approved as to form and legality by the Corporation Counsel and attested and acknowledge by the City Clerk.

4. The subject properties are not required for public purposes.

5. The Director of Finance be and is hereby authorized to receive proceeds of sale and to deposit same in the redevelopment trust account.

6. A copy of the executed deed shall be placed on file in the office of the City Clerk by the Department of Development.

7. This Ordinance shall take effect upon publication and passage according to law.

December 1, 1988

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To create the title of Administrative Clerk).

(Creating title in Office of Mayor. Represented by Newark Council 21, Civil Service Association. Employee of the Business Administrator's Office will be transferred to Mayor's Office.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6S&FC) adopted May 4, 1977, as amended and supplemented, be amended to create the following title:

(a) OFFICE OF THE MAYOR AND AGENCIES

POSITION

Administrative Clerk	(1)	8/8/88	\$19,113.75-22,514.60
0020 (35 Hrs.)			

SECTION 2. The hereinabove position title shall become effective August 8, 1988.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

December 1, 1988

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Supervisor, Water Meter Repair and abolish other titles in the Department of Engineering).

(Creating title in Department of Engineering, Water Supply and abolishing old title in compliance with New Jersey Department of Personnel Title Standardization Program. No salary change.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S&F-n) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Supervisor, Water Meter Repair (1) 1/1/87 \$16,360.35 - \$19,884.64
6844 (40 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following titles:

POSITION

Water Meter Repairman Foreman
A053 (40 Hrs.)

Pitometer Foreman
2681 (40 Hrs.)

Street Foreman
3794 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

December 1, 1988

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Ordinance 6-S & F-k (S-1), July 16, 1986, amending and supplementing Title 2, Administration, Department of Land Use Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by deleting the Division of City Planning).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1 - Ordinance 6S&FK (S-1) adopted on July 16, 1986, amending and supplementing Title 2, Administration, Department of Land Use Control, of the Revised Ordinances of the City of Newark, 1966, as amended, and supplemented be and is hereby amended to read in its entirety as follows:

Section 1 - There shall be a Department of Land Use Control, the head of which shall be the Director of Land Use Control. The director's compensation shall be such sum annually as shall be fixed by Ordinance. The department shall consist of the following divisions:

- a) Assessment;
- b) Permits & Licenses;
- c) Inspections & Enforcement; and
- e) Office of Boards

SECTION 2 - A) The director of Land Use Control shall, prior to his appointment, be qualified by his education, training and experience in the administration of a regulatory function.

B) The director, through the divisions and otherwise, shall direct and supervise the functions required to establish and enforce reasonable standards for the peaceful enjoyment and use of real property within the City of Newark.

SECTION 3 - A) There shall be within the Department of Land Use Control a Division of Assessments, the head of which shall be the Tax Assessor.

B) The Tax Assessor shall, prior to his appointment, be qualified by education, training and experience in the assessment of real property for purposes of taxation.

C) The Tax Assessor, through his own efforts and those of the other personnel within the division, shall be responsible for the following duties:

1. Assess all property within the City as required by law.

2. Maintain such records and prepare such reports relative to assessments and taxation as required by law.

3. Have custody of and maintain a current tax map for the City.

4. Discharge such other duties as may be provided by law for the municipal tax assessor.

D) The Tax Assessor, where so authorized by state law, shall perform his duties without direction or supervision by anyone within the municipal government. In matters of general administrative procedure such as budgeting, personnel practices and purchasing, however, the Tax Assessor shall be subject to the oversight of the director of Land Use Control.

SECTION 4 - A) There shall be within the Department of Land Use Control a Division of Permits and Licenses, the head of which shall be the Director of Licenses.

B) The Division of Permits and Licenses, under the supervision of the Director of Land Use Control, shall be responsible for the following duties:

1. Accept applications and receive fees for all permits and licenses authorized to be issued by the City pursuant to state law and local ordinance, except for such permits and licenses the application and fee for which are required by state statute to be received by a particular official or office other than this division.

2. Conduct such review, either directly or by referral to another municipal agency, as may be required by law or ordinance as a condition of the issuance of any permit or license.

3. Issue permits and licenses where the conditions governing such issuance have been met.

4. Maintain a complete record of all applications and fees received, of all reviews conducted and the results thereof, as well as of all permits and licenses issued or denied.

SECTION 5 - A) There shall be within the Department of Land Use Control a Division of Inspections and Enforcement, the head of which shall be the manager, Division of Inspections and Enforcement.

B) The manager of the Division of Inspections and Enforcement, prior to his appointment, be qualified by his education, training and experience to run a regulatory agency.

C) The Division of Inspections and Enforcement, under the supervision of the Director of Land use Control, shall be responsible for the following duties:

1. Conduct inspections and otherwise enforce the provisions of the municipal housing ordinance and all of its subchapters.

2. Conduct inspections and otherwise enforce the provisions of the municipal licenses ordinance and all its subchapters.

3. Conduct inspections and otherwise enforce the provisions of the municipal sanitation ordinance and all its subchapters.

4. Conduct inspections and enforce the provisions of the municipal ordinances, and all other state laws governing land use.

SECTION 6 - A) There shall be within the Department of Land Use Control a Division of Boards, the head of which shall be the manager, Division of Boards.

B) The Division of Boards, under the supervision of the Director of Land Use Control, shall provide such clerical and staff support as is necessary to assist in the efficient discharge of the duties assigned to the Central Planning Board, the Board of Adjustment and the Rent Control Board.

SECTION 7 - A) For purposes of general administrative procedures, the Central Planning Board and such staff as it may be empowered by law to name, shall be located within the Department of Land Use Control, and shall be subject to the oversight of the director thereof.

B) The Central Planning Board, where so authorized by state law, shall discharge its duties without direction or supervision by anyone within the municipal government.

SECTION 8 - A) For purposes of general administrative procedures, the Board of Adjustment and such staff as it may be empowered by law to name, shall be located within the Department of Land Use Control and shall be subject to the oversight of the director thereof.

B) The Board of Adjustment, where so authorized by state law, shall discharge its duties without direction or supervision by anyone within the municipal government.

SECTION 9 - A) For purposes of general administrative procedures, the Rent Control Board and such staff as it may be empowered by law to name, shall be located within the Department of Land Use Control and shall be subject to the oversight of the director thereof.

B) The Rent Control Board, where so empowered by state law and local ordinance, shall discharge its duties without direction or supervision by anyone within the municipal government.

SECTION 10 - Any ordinances or parts thereof inconsistent with the provisions herein be and hereby are repealed.

SECTION 11 - This Ordinance shall take effect upon final passage and publication as provided by law.

December 1, 1988

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of premises more specifically identified on Exhibit A to Kohler Urban Renewal Corporation pursuant to the provisions of N.J.S.A. 40A:12-13(b)(5) contiguous property owner.

WHEREAS, Kohler Urban Renewal Corporation hereinafter ("Kohler") is the owner of property located at 190 Magazine Street, Block 2067, Lot 1, Newark, New Jersey; and

WHEREAS, Kohler encroached and constructed part of its building inadvertently on the City of Newark's property and has requested that the City convey title to this property to Kohler; and

WHEREAS, the encroachment is a narrow strip of land abutting the City's public easement and the land is less than developmental size; and

WHEREAS, the property is not needed for public use and may be sold to Kohler based upon: (a) the appraised value for the property and (b) use and occupation charges to be assessed against Kohler for its use of property from November 1, 1986 to the adoption of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

SECTION 1. That the premises more specifically described in the metes and bound description, Exhibit A prepared by Albert B. Fiore, L.S., in accordance with the survey prepared by said Fiore dated October 8, 1986 is not needed for public purposes by the City of Newark.

SECTION 2. That the premises described in the attached Exhibit A are contiguous to the property owned by Kohler Urban Renewal Corporation and are less than developmental size.

SECTION 3. That the premises described in the attached Exhibit A be sold to Kohler Urban Renewal Corporation, by private sale for the amount of \$13,000 represent not less than the fair market value of the property together with use and occupation charges assessed by the City, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).

December 1, 1988

SECTION 4. That the Director of Development be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

SECTION 5. That a copy of the executed deed shall be placed on file in the Office of the City Clerk and in the Law Department.

SECTION 6. This ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage; further directing the City Clerk to communicate with Business Administrator Monteilh and Development Director Lucas expressing concern that residential homeowners, not just businesses, be afforded the opportunity to purchase contiguous city-owned property was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 2, Administration, Chapter 9A, Department of Engineering, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (by adding the Division of Demolition to the Department of Engineering).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1 - Article 1, General Section be and is hereby amended to read in its entirety as follows:

2:9A-1 - Establishment and general organization of department

(a) There shall be a Department of Engineering, the head of which shall be the Director of Engineering. The Director's compensation shall be such sum annually as shall be fixed by Ordinance. The department shall consist of the following divisions:

- a. Engineering and Contract Administration;
- b. Sanitation;
- c. Traffic & Signals;
- d. Water/Sewer Utility; and
- e. Demolition

SECTION 2 - Title 2, Administration, Chapter 9A, Department of Engineering, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented be and is hereby amended and supplemented by establishing Article 4, Division of Demolition to read in its entirety as follows:

December 1, 1988

Article 4 - Division of Demolition

2:9A-7 - Division created; head

(a) There shall be within the Department of Engineering, a Division of Demolition, the head of which shall be the Manager, Division of Demolition.

(b) The Division of Demolition, under the supervision of the Director of Engineering, shall have the following duties:

1. Demolish structures which are hazardous to the health or safety of the citizens, where such has been duly authorized.
2. Remove debris and maintain vacant land owned by the City.
3. Secure against unauthorized entry vacant structures owned by the City of Newark which are not to be demolished.
4. Perform the duties outlined in the above sections upon privately owned property, where such action is legally authorized as a result of some failure by the private owner.

SECTION 3 - Any ordinance or part thereof which is inconsistent herewith be and is hereby repealed.

SECTION 4 - This ordinance shall take effect after final passage and publication as provided by law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

December 1, 1988

Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985, 1986, and 1987, on property owned by St. Ann's Bilingual Learning Center and located at 419-421 - 13th Avenue, Block 1795, Lot 38, Newark, New Jersey.

WHEREAS, St. Ann's Bilingual Learning Center, is a New Jersey Corporation organized under Title 16, of New Jersey statutes as a educational non-profit corporation; and

WHEREAS, St. Ann's Bilingual Learning Center, purchased property located at 419-421 - 13th Avenue, Block 1795, Lot 38, Newark, New Jersey on May 19, 1975.

WHEREAS, the premises located at 419-421 - 13th Avenue have been used from the date of acquisition exclusively for educational purposes; and

WHEREAS, the aforesaid property has at all times been entitled to exemption from payment of real property taxes as set forth in the affidavit of Ken Sykes, Executive Director (attached hereto); and

WHEREAS, St. Ann's Bilingual Learning Center, represents that it inadvertently failed to file an continuing statement for tax exemption for the years 1985, 1986, and 1987.

WHEREAS, there is due and owing taxes in the amount of \$1,015.30 plus applicable costs and interest for year 1985; and there is due and owing taxes in the amount of \$1,180.36 plus applicable costs and interest for year 1986 and there is due and owing taxes in the amount of \$1,219.92 plus applicable costs and interest for year 1987; and

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on properties owned by one or more associations or corporations organized exclusively for purposes as set forth pursuant to N.J.S.A. 54:4-3.6c, which would have been exempt had timely claim been made therefore; and

WHEREAS, taxes, plus interest in the sum of \$2,100.64 were paid by St. Ann's Bilingual Learning Center, on property located at 419-421 - 13th Avenue, Newark, New Jersey.

NOW, THEREFORE, BE IT ORDAINED BY the MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That by copy of this Ordinance, the Tax Assessor of the City of Newark, be and is hereby authorized to remove the tax assessment, for the years 1985, 1986 and 1987, on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

December 1, 1988

2. That the Tax Collector of the City of Newark cancel taxes in the total amount of \$3,415.58, plus applicable fees and interest for the years 1985, 1986 and 1987 on the property noted above, owned by St. Ann's Bilingual Learning Center pursuant to the provision of N.J.S.A. 54:4-3.6c.

3. That the Tax Collector return all taxes collected on the aforesaid property in the sum of \$2,100.64..

4. This ordinance shall take effect upon final passage and publication according to the laws of State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Executive Director of the Newark Watershed Conservation and the Development Corporation to execute the lease between the City of Newark and the Township of Hardyston for the use of a ±0.7960 portion of Block 41, Lot 8 to be used only for the purpose of expanding an already existent municipal parking lot.

WHEREAS, the City of Newark is the owner of property known as Block 41 Lot 8 in the Township of Hardyston, and

WHEREAS, a request has been made by the Township of Hardyston to utilize a ±0.7960 portion of the said Block and Lot for the purpose of expanding an already existent municipal parking lot, and

WHEREAS, the subject property is not needed for public purposes, and

WHEREAS, the Board of Directors of the Newark Watershed Conservation and Development Corporation recommends that the property be leased to Hardyston Township for a nominal consideration.

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NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the Executive Director of the NWDC is authorized to execute a lease between the City of Newark and the Twsp. of Hardyston for the lease of ±0.7960 portion of Block 41 Lot 8 in Hardyston Township for the purpose of expanding an already existent municipal parking lot.
2. That the lease shall be for a nominal consideration and upon such other terms as set forth in Schedule A attached hereto.
3. That the lease shall be in accordance with N.J.S.A. 40A:12-14(a) and shall take effect upon final passage and publication.
4. That the Municipal Council approves this lease upon the understanding that the contemplated use as set forth in the agreement attached hereto is for a public purpose and not intended for private gain.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 4, Alcoholic Beverages: Chapter 1, General Provisions: Section 1, Licensed Premises: Opening and Closing Hours, of the Revised Ordinances of the City of Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 4, Alcoholic Beverages; Chapter 1, General Provisions; Section 1, Licensed Premises; Opening and Closing Hours of the Revised Ordinances of the City of Newark, New Jersey, be and the same is hereby amended to read in its entirety as follows:

4:1-1 Licensed Premises: Opening and Closing Hours.

(a) A plenary retail consumption or club licensee shall only sell, serve, deliver or allow, permit or suffer the sale, service or delivery of any alcoholic beverage, or permit consumption of any alcoholic beverage on the licensed premises during the following hours:

- (1) from 9:00 a.m. through 2:00 a.m. on Monday through Wednesday;
- (2) from 9:00 a.m. through 3:00 a.m. on Thursday through Saturday;
- (3) from 12:00 noon through 2:00 a.m. on Sunday;
- (4) from 9:00 a.m. through 5:00 a.m. when New Year's Day falls on a weekday or Saturday; and
- (5) from 12:00 noon through 5:00 a.m. when New Year's Day falls on a Sunday.

(b) A plenary retail distribution licensee shall only sell or deliver, or allow, permit or suffer the sale or delivery of any alcoholic beverage at retail in its original container for consumption off the licensed premises or allow, permit or suffer the removal of any alcoholic beverage in its original or opened container from retail licensed premises, during the following hours.

- (1) from 9:00 a.m. through 10:00 p.m. Monday through Saturday; and
- (2) from 12:00 noon through 10:00 p.m. Sunday.

- (c)(1) During hours when sales of alcoholic beverages are prohibited the entire licensed premises shall also be closed, but this closing of premises requirement shall not apply to establishments where the principal business is other than the sale of alcoholic beverages.

- (2) For purposes of this section, the phrase "establishments where the principal business is other than the sale of alcoholic beverages" shall include restaurants as defined in N.J.S.A. 33:1-1 and clubs licensed pursuant to N.J.S.A. 33:1-12. It shall include premises wherein factors including, but not limited to, the percentage of gross receipts derived from activities other than the sale of alcoholic beverages, the number and duties of employees, the size and location of areas used for specific purposes other than the sale or consumption of alcoholic beverages, the hours devoted to activities distinct from the sale of alcoholic beverages, are such that the sale of alcoholic beverages is incidental to a separate, regular and principal business purpose or purposes. It shall include, but not be limited to hotels, motels,

drugstores, bowling alleys, dance halls licensed pursuant to Newark Revised Ordinance 5:7-1 et seq., and discotheques licensed pursuant to Newark Revised Ordinance 5:11-1 et seq., provided they meet the foregoing standards.

- (3) In any disciplinary proceeding brought for alleged violation of this section, it shall be the burden of the licensee to show that it is exempt from the closing of premises requirement in (c)(2).
- (d) Subject to the foregoing provisions of this section regulating the opening and closing hours for the sale of alcoholic beverages, this closing requirement shall not apply to private social parties conducted on club premises for which permission has been granted in writing by the chief of police for the use of said club premises for a private social affair to extend beyond that time, subject however to the provisions of this paragraph, hereinafter set forth. All of the activities of such private social affairs shall cease at the time limited by the permit, and persons attending the affair shall thereupon forthwith vacate the premises. Any person who remains on the premises contrary to the provisions hereof shall be in violation of this paragraph; provided, however, that nothing herein contained shall be deemed to apply to a duly constituted custodian or other designated person in care of the licensed premises, so long as the hours during which the premises are to be closed as provided in this paragraph are being duly observed.

Section 2. Any existing ordinance, or part thereof inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 1, 1988

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title; Definitions, Section 1; Short Title; Definitions, Paragraph (c), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by adding the definition of signs and changing the definition of signs and changing the definition of struction to exclude freestanding signs).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 27, Zoning, Chapter 1, Citation and Construction of Title; Definitions, Section 1, Short Title; Construction of title; definitions, Paragraph (c) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby further amended as follows:

27:1-1. Short Title; Construction of Title; Definitions

(c). Definitions. Whenever the following terms, words or phrases are used in this title, they shall have the meaning and scope herein given.

Generally. Words used in the present tense include the future; the singular number includes the plural and the plural includes the singular. The word "lot" includes the word "plot"; the word "building" includes the word "structure"; the word "zone" includes the word "district"; the word "occupied" includes the words "designed or intended to be occupied" and the word "used" includes the words "arranged, designed or intended to be used".

Sign means any fabricated or outdoor display structure including its structure, consisting of any letter, figure character, mark, point, plane, design, poster, pictorial picture, stroke, stripe, line, trademark, reading matter or illuminating device, constructed, attached, erected, fastened or manufactured in any manner whatsoever so that the same shall be used for the attraction of the public to any place, subject, person, firm, corporation, public performance, article, machine or merchandise whatsoever, and displayed in any manner out of doors exclusively for advertising purposes.

Structure means that which is built of fabricated or manufactured building materials and placed either above or below the ground with the exception of free standing signs which are used exclusively for advertising purposes. For the purpose of this Section, a billboard or freestanding sign and its supports shall not be regarded as a structure.

Statement

This ordinance defines what a "sign" is, and changes the existing definition of "structure" by excluding billboards and freestanding signs.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

December 1, 1988

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are five, the noes are none, one absent during roll call and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Chief of Planning and Project Execution and abolishing the title of Chief of Acquisition and Disposition Services in the Department of Development).

(Creating new title and abolishing old in accordance with New Jersey Department of Personnel. No salary change. Represented by Newark Council #21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled "An ordinance creating positions in the Department of Development" (6S&PZ) adopted July 16, 1986 as amended and supplemented be amended to create the following title:

POSITION

Chief of Planning and Project Execution	1	\$35,482.83 - 42,812.87
(35 Hrs.)	1175	

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Chief of Acquisition
and Disposition Services
A403 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

December 1, 1988

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are five, the noes are none; one absent during roll call and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

WHEREAS, the Municipal Council of the City of Newark (hereinafter referred to as "Council") By Ordinance 6S & FV, adopted a redevelopment plan for the project area entitled "Fairmount Avenue Redevelopment Plan", dated October 7, 1987, (hereinafter referred to as the "Redevelopment Plan") and;

WHEREAS, by Resolution 7REG(A.S.) 090287, the Council of the City of Newark adopted a resolution blighting said area;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1. That the privately owned property located within the Fairmount Avenue Redevelopment Area, more specifically identified on Exhibit A, attached hereto and made a part hereof are needed for public purposes.

SECTION 2. That the premises identified in Exhibit A shall be purchased by the City of Newark through its Department of Development for the appraised amount, subject to the Director of Development's right to increase said offers in accordance with N.J.S.A. 40A:12-5(a)(1).

SECTION 3. That the Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the property identified in Exhibit A.

SECTION 4. That the Corporation Counsel be and is hereby authorized to record said deed with the Register of Essex County, after said deed has been approved by him as to form and further attested to and acknowledged by the City Clerk.

SECTION 5. That a copy of the executed deed shall be filed in the Office of the City Clerk by the Director of the Department of Development.

SECTION 6. In the event, the owner of the property identified in Exhibit A refuse to accept the offer of the City of Newark, The Corporation Counsel be and is hereby authorized to institute legal proceedings in the Supreme Court of New Jersey, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq, to acquire said premises.

December 1, 1988

SECTION 7. The Corporation Counsel be and is hereby authorized to secure legally appropriated sums from the Finance Department to pay to the Clerk of the Superior Court the estimated value of said property as identified in Exhibit A.

SECTION 8. The Corporation Counsel is further authorized to secure any and all additional funds required by the Superior Court of New Jersey to pay any differences in the determined Fair Market Value and the Estimated Fair Market Value deposited in said court.

SECTION 9. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are five, the noes are none, one absent during roll call and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend title 27, Zoning, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented by adding thereto a new Sub-section 27:6-2(c)(7), (requiring certification that tax payments on the property are current prior to the Issuance of Certificate of Occupancy).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby amended and supplemented by adding thereto a new subsection, 27:6-2(c)(7) to read in its entirety as follows:

27:6-2(c)(7).

Every application for a certificate of occupancy submitted to the City shall be accompanied by certification that no taxes or assessments for local improvements are due or delinquent on the property which is the subject of the application. Said certification shall be made by the City's tax collector on a form provided by the City. If it is found that taxes or assessments are due or delinquent on said property, a certificate of occupancy shall not be issued until such payment is received by the City or adequate provision for the payment thereof is made in such a manner that the City will be adequately protected.

December 1, 1988

Section 2. All prior ordinances or parts thereof which are inconsistent with the provision herein are hereby repealed.

Section 3. This ordinance shall take effect after final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

President Martinez: The yeses are five, the noes are none, one absent during roll call and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph. S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To create title of Refrigeration Engineer, Low Pressure License and to abolish title of Refrigeration Engineer in Department of General Services).

(Creating new title and abolishing old title in compliance with New Jersey Department of Personnel Title Standardization Program. Represented by Building Trades Bargaining Committee. No salary change.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an "Ordinance creating positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented be amended to create the following title:

POSITION

Refrigeration Engineer, Low Pressure License
7039 (40 Hrs.) (2) 1/1/88 \$24,884.79 - \$27,603.00 - \$28,288.72
1/1/89 25,253.45 - 29,121.17 - 29,844.60

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Refrigeration Engineer
3046 (40 Hrs.)

SECTION 3. All prior ordinance or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

December 1, 1988

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are five, the noes are none, one absent during roll call and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph. S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Administrative Clerk in the Department of Land Use Control).

(Creating title in Department of Land Use Control to properly classify duties and responsibilities. Funds are sufficient in budget to cover same. Represented by Newark Council #21, Cfvil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Administrative Clerk	1	10/17/88	\$19,113.73 - 22,514.60
0020 (35 Hrs.)			

SECTION 2. The establishment of the hereinabove position title shall be effective as of October 17, 1988.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 1, 1988

6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977, as amended and supplemented (To create the title of Deputy Municipal Disaster Control Director and to abolish the title of Deputy Municipal Emergency Management Coordinator in the Department of Fire).

(Creating new title and deleting old title in Fire Department in compliance with New Jersey Department of Personnel Title Standardization Program. Management title therefore not represented by any bargaining agent. No salary change.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6S&FL) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Deputy Municipal Disaster Control Director
1514 1 1/1/88 \$35,320.90 - 42,932.89

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title and title code :

POSITION

Deputy Municipal Emergency Management Coordinator
5077

SECTION 3. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 1, 1988

6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor", (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of Chief of Planning and Project Execution in the Department of Engineering). (Abolishes title in Department of Engineering. No longer utilized by the Department.)

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to abolish the following title:

POSITION

Chief of Planning
and Project Execution
A291 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Businesses and Occupations, to create a Chapter 27, Ice Cream Vendors, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, and to add a section requiring the installation of a fence around the perimeter of the ice cream vending facility and to require security guards during certain hours.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

December 1, 1988

SECTION 1. Title 8, Business and Occupations, chapter 27, Ice Cream Vendors, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby further amended and supplemented by adding thereto the following new section:

Restriction

All retail businesses that sell ice cream, ice cream products, frozen desserts, milk products, or special frozen dietary foods as defined by NRO 12:4-1 and which have a parking area, park, or patio, adjacent to the retail establishment shall have a fence of any conventional fencing material not less than seven (7) feet high installed along all property lines where the public may have access so as to contain the parking area, park, patio or plaza and so as to prevent access except through such gates as the owner may allow for the ingress and egress of vehicles and pedestrians.

Any retail business that sells ice cream products as described in NRO 12:4-1 and utilizes an adjacent parking area, park, patio or plaza where twenty or more customers or patrons gather shall provide a security guard for the establishment who shall be on duty after 4:00 p.m. while the business is open.

Any owner of such establishment who fails to maintain such fencing and such security service as is described in this Chapter after being notified to comply with this ordinance shall upon conviction thereof, be punished by a fine not to exceed \$1,000.00 but not less than \$50.00. Each day that such a violation is found to continue shall be considered a separate offense.

SECTION 3. This Ordinance shall become effective upon final passage and publication in accordance with the law.

SECTION 4. Any Ordinance or parts of Ordinances inconsistent herewith are hereby repealed.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Councilman Carrino, seconded by President Martinez and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

6-Ph, S & F-u.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Newark R.O. 15:9B-20, "Effective Date; Extension," of the Rent Control Ordinance, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to extend the Rent Control Ordinance from October 19, 1988.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Newark R.O. 15:9B-20, "Effective Date, Extension", of the Rent Control Ordinance, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, be and is hereby amended and supplemented to read as follows:

15:9B-20; Extension.

All rent for the rental of housing space and services in dwellings to which this chapter is applicable are hereby controlled at the rent level received by the landlord as of the first date that this chapter was adopted, on September 4, 1985, and no rental increases shall hereafter be instituted except as provided in this chapter, Newark R.O. 15:9B-1 et seq. as amended and supplemented. This chapter shall continue in full force and effect from October 19, 1988.

SECTION 2. Any prior ordinance or part thereof inconsistent with the provisions of this ordinance is hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-v.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 7A, Building Construction Code Enforcing Agency, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto a new subsection 7A:4-1(c) (Requiring certification that tax payments on the property are current prior to the issuance of a building, fire, plumbing or electrical permit).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

December 1, 1988

Section 1. Title 7A, Building Construction Code Enforcing Agency, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby amended and supplemented by adding thereto a new subsection, 7A:4-1(c) to read in its entirety as follows:

7A:4-1(c)

Every application for a building, fire, plumbing or electrical permit submitted to the City shall be accompanied by certification that no taxes or assessments for local improvements are due or delinquent on the property which is the subject of the application. Said certification shall be made by the City's tax collector on a form provided by the City. If it is found that taxes or assessments are due or delinquent on said property, no permit shall be issued until such payment is received by the City or adequate provision for the payment thereof is made in such a manner that the City will be adequately protected.

Section 2. All prior ordinances or parts thereof which are inconsistent with the provision herein are hereby repealed.

Section 3. This ordinance shall take effect after final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-w.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Development' (6-S & F-2) adopted July 16, 1986, as amended and supplemented (To create the title of Management Specialist in the Department of Development).

(Title created to properly classify duties and responsibilities of employee in compliance with New Jersey Department of Personnel's Rules and Regulations. Represented by Newark Council 21, Civil Service Association. Salary range is lower than that of previous title. Previous title is a common title.)

December 1, 1988

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Development" (6S&F2) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Management Specialist (1) \$34,113.29 - \$41,148.19
2390 (37½ Hrs.)

SECTION 2. The hereinabove position title shall become effective October 31, 1988.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.
President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-x.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, and Section 23:5-5, Parking Limited to Two Hours, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising parking regulations on Bank Street and University Avenue. D00 6/29/88

(Deleting
Bank Street, south side, from Halsey Street to University Avenue.

University Avenue, east side, from Warren Street to Branford Place.

December 1, 1988

Adding
Bank Street, south side, from Washington Street, to Halsey Street.

University Avenue, east side, from Market Street to Branford Place.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Hearings of Citizens

6-HC-a. MS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to education and housing in the City of Newark.

6-HC-b. MR. AKRAM A. MAJEED, 721 SPRINGFIELD AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to drug sales and activities on Springfield Avenue (Central Ward).

President Martinez directed City Clerk's staff to contact the Bureau of Narcotics to meet with Mr. Majeed.

A motion to permit MR. STAN JACEK and MR. STEVE KOLIBAS to be heard under "Hearing of Citizens" was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes.

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

6-HC-c. MR. STAN JACEK, 679 NORTH 6TH STREET, NEWARK, NEW JERSEY.

6-HC-e. MR. STEVE KOLIBA, 322 BLOOMFIELD AVENUE, NEWARK, NEW JERSEY.

The above two citizens addressed the Members of the Municipal Council with respect to inconveniences caused by the Department of Recreation relating to the Newark Hockey Team and skating program at the Ironbound Recreational Center.

President Martinez directed that a City Clerk Staff member meet with the above two citizens in conjunction with Business Administrator Monteilh, Corporation Counsel Grant, Health and Human Services Director Foster-Struggs and Recreation and Cultural Affairs Director Lightfoot to try and resolve this matter.

December 1, 1988

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

- 7-R-a. Resolution authorizing Mayor and Director of Health and Human Services to apply for funds from State Department of Health, Communicable Disease Field Program, to provide clinical and didactic training in the diagnosis and management of Sexually Transmitted Diseases, for period January 1, 1989 to December 31, 1989.; in amount of \$130,489., funds from other sources-\$44,440., totalling \$174,929.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, President Martinez.
Absent During Roll Call: Councilwoman Villani.
Absent: Councilmen Harris, Payne, Rice.
- 7-R-b. Resolution authorizing Mayor and Director of Health and Human Services to apply for grant from New Jersey State Department of Health, Division of Narcotic and Drug Abuse Control, in amount of \$90,000, for provision of AIDS prevention/education to residents of City of Newark; does not require expenditures of public funds.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, President Martinez.
Absent During Roll Call: Councilwoman Villani.
Absent: Councilmen Harris, Payne, Rice.
- 7-R-c. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Greater Newark Conservancy, to engage contractor to provide high quality neighborhood and beautification services, for period May 1, 1988 to April 30, 1989, in sum of \$25,000.; funds provided in H.C.D.A. Year XIV.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, President Martinez.
Absent During Roll Call: Councilwoman Villani.
Absent: Councilmen Harris, Payne, Rice.
- 7-R-d. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Offender Aid and Restoration, Inc., for provision of housing and rehabilitation services to low and moderate income ex-offenders of City of Newark, for period May 1, 1988 to April 30, 1989, in sum of \$25,000.; funds provided in H.C.D.A. XIV.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, President Martinez.
Absent During Roll Call: Councilwoman Villani.
Absent: Councilmen Harris, Payne, Rice.

December 1, 1988

7-R-e.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute Grant Agreement with New Jersey Department of Health, Communicable Disease Control Services to continue to provide medical services for residents requiring services at the Sexually Transmitted Disease Control Clinic, for period September 1, 1987 through June 30, 1988; total budget-\$652,270. (New Jersey State Department of Health-\$144,200.; Department of Health and Human Services-\$158,514.; City matching funds-\$349,556.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani

Absent: Councilmen Harris, Payne, Rice.

7-R-f.

Resolution authorizing Mayor and Director of Engineering to execute contract with Construction Control Services Corporation, 16 East 42nd Street, New York, New York 10017, for development and delivery of contract documents for utilization with architectural/engineering firms, general contractors and consultants, for total sum of \$22,700. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, and Engineering Director Zach to meet with the Municipal Council at its December 13, 1988 pre-meeting conference was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilman Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilman Harris, Payne, Rice.

7-R-g.

Resolution authorizing Mayor and Director of Engineering to execute contract with Dresdner, Robin and Associates, 43 Montgomery Street, Jersey City, New Jersey 07302, for professional services for the investigation for contaminated soil at Police Academy site, fee not to exceed \$20,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

7-R-h.

Resolution authorizing Mayor and Director of Engineering to execute contract with Dresdner, Robin and Associates, 43 Montgomery Street, Jersey City, New Jersey 07302, for professional services for the preparation of a remedial plan to address PCB contamination of surficial soil at the Ironbound Stadium Football Field, for fee not to exceed \$16,600. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

December 1, 1988

7-R-i.

Resolution authorizing Mayor and Director of Engineering to execute Contract 88-18, Take Down and Pruning of Trees on City-owned Lots, with Greenwood Tree Experts, Inc., P.O. Box 131, Whippany, New Jersey 07981, for total sum of \$25,000., (Dujets Tree Experts and Greenwood Tree Experts, Inc. submitted same lowest responsible bids; Dujets declined Contract 88-18 and freely gave said contract to Greenwood Tree Experts, Inc.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-j.

Resolution authorizing Mayor and Director of Engineering to enter into contract with Survsat Corp., in association with ADR Geodetic Services for purpose of performing Geodetic Control Surveys essential to computerized mapping system implemented to generate new Tax Maps, for total amount of \$340,000., for period of one year; further authorizing Director of Engineering to execute Change Orders as needed to complete initial phase of contract, in net amount not to exceed additional \$8,400. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)); further rescinding Resolution 7-R-d, October 5, 1988 in amount of \$85,000., except that the technical specifications remain in force along with photogrammetric requirements and the original scope be expanded to include additional 300 control points to be set at locations designated by Director of Engineering.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-k.

Resolution amending Resolution 7-R-bx (A.S.), October 21, 1987, contract with International Youth Organization Inc., a New Jersey non-profit organization, for purpose of rehabilitation of 695-697 South 11th Street to provide varied program of positive activities in structured environment to low-income youth residing in Clinton-Hill, West Side neighborhood, for period October 6, 1987 to October 5, 1988, by extending contract for purpose of continuing renovation work and expending balance of grant in amount of \$97,400., for period October 6, 1988 to October 5, 1989.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-l.

Resolution ratifying and authorizing Business Administrator to enter into contract with Coopers & Lybrand, Washington, D.C., for analyses of financial and operational factors related to current employee benefit programs at key points, for period November 3, 1988 to November 2, 1989, for fee not to exceed \$18,000.; funds provided in 1988 budget. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1) (a) (ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

December 1, 1988

- 7-R-m. Resolution ratifying and authorizing Business Administrator to enter into contract with Ebon Services International, 19 Meeker Avenue, Newark, New Jersey, determined to be lowest responsible bidders, to provide janitorial services for 94-110 William Street, for period July 1, 1988 to June 30, 1989, contract shall not exceed \$200,000., \$9,750., encumbered in 1988 Budget, Department of General Services, Division of Public Buildings; additional 1988-89 expenditures contingent upon and subject to appropriation and certification of funds each year.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice..

- 7-R-n. Resolution ratifying and authorizing Business Administrator to enter into contract with Newark Disposal Service, Inc., Foot of Pacific Street, Newark, New Jersey and Fred Basso Jr. Rubbish Removal Service, 900 Passaic Avenue, East Newark, New Jersey, two lowest responsible bidders, to provide roll-off type container service, for period August 1, 1988 to July 31, 1989 inclusive; contract shall not exceed \$200,000.; \$50,000. encumbered to commence program; additional expenditures contingent upon and subject to appropriation and certification of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.

- 7-R-o. Resolution ratifying and authorizing Business Administrator to execute contract with Alpha-Net, Inc. for provision of services wherein Alpha-Net, Inc. agrees to pay and process all outstanding dental claims incurred and left unpaid by New Age Administrators during term of its contract, which claims arose from approximately April 1, 1987 to February 29, 1988, contract shall not exceed \$40,000. (fee of \$7.50 for each claim processed and predetermined) (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(m))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.

- 7-R-p. Resolution ratifying and authorizing Business Administrator to enter into contract with P. Litterio, Inc., 384 Bloomfield Avenue, Newark, New Jersey, determined to be lowest responsible bid, to provide Overhead Door Maintenance Services, for period June 1, 1988 to May 31, 1989; contract shall not exceed \$100,000.; \$4,950. encumbered in 1988 Budget of Division of Public Buildings; additional 1988-89 expenditures contingent upon and subject to appropriation and certification of funds in each year.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.

December 1, 1988

7-R-q.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to tax appeal for St. Paul Tabernacle, 530-532 Clinton Avenue, Block 3024, Lot 3, for Years 1987 and 1988 upon receipt of all documents deemed appropriate. (In accordance with ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-r.

Resolution authorizing Director of Finance to issue checks payable to plaintiffs and their counsel in following amounts upon receipt of all documents deemed necessary by Corporation Counsel; Herman Lee and Love & Randall, Esqs.-\$3,000.; Novella Spearman and Love & Randall, Esqs.-\$7,500.; Estate of Nancy Simmons and Critchley and Roche, Esqs.-\$6,500.; Hardie Mosely and Alvin R. Leonard, Esq.-\$17,500.; Eunice Love and Millman & Millman, Esqs.-\$6,000.; Rosa Jacobs and Hall & Hasan, Esqs.-\$10,000.; Deborah Barnville and Galtzeiler, Mandel, Berezin, Feinstein, Esqs.-\$8,000.; Alberta Futrell and Irvin L. Solondz, Esq.-\$8,500.; New Jersey Transit Bus Operation and David Paige, Deputy Attorney General-\$10,000. totalling \$77,000.; plaintiffs instituted suits against City of Newark and New Jersey Transit and its bus driver in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising when they were passengers on bus that went into hole on West Paddie Street when portion of sewer collapsed; New Jersey Transit instituted suit against City of Newark to recover property damage to its bus arising out of same accident.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council November 30, 1988)

A motion to adopt the resolution and directing the City Clerk to communicate with Business Administrator Monteilh advising him of the Municipal Council's recommendation that there be an upgrading of the sewer system in the City of Newark in order to avoid similar accidents of street cave ins due to sewer collapse was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez
Absent: Councilmen Harris, Payne, Rice.

7-R-s.

Resolution authorizing Director of Finance to issue check in sum of \$6,230.44 to Kerub Corporation, refund of deposit paid on purchase of property located at 139-157 7th Avenue, Block 473, Lot 40; (City of Newark failed to exercise its reverter clause within six months after expiration of owner's period to rehabilitate property and it is deemed that condition has been fulfilled.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-t.

Resolution authorizing Director of Finance to issue check in amount of \$305. payable to Andrew and Janet Leopardo, deposit paid on prospective purchase of City-owned property known as 17-19 Jay Street, Block 2580, Lots 12, 13; (Property misrepresented in Auction Brochure)
(Copy of resolution and correspondence submitted to each Member of the Council)

December 1, 1988

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.

- 7-R-u. Resolution authorizing Director of Finance to issue check in amount of \$1,157.22 payable to Accurate Set, Inc., refund of deposit paid on purchase of property located at 131, 125, 127 and 129 Pennsylvania Avenue, 67, 69, 71 Emmet Street; Block 2806, Lots 5-9 and 11-12. (Purchaser conformed with conditions of sale)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.

- 7-R-v. Resolution authorizing City Treasurer to issue check in amount of \$926.93 payable to Mrs. Joan Simpson Trussell, P.O. Box 43, Belle-Haven, Virginia 23306, for property 780 Highland Avenue, New Jersey, Account Number 12-591-1000-00, Block Number 0850, Lot 021; Customer overpaid on high estimated water/sewer bill.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.

- 7-R-w. Resolution authorizing Director of Finance to issue check to in amount of \$1,050. payable to Wanda L. Newkirk, refund of deposit paid on purchase of property located at 134 South 13th Street, Block 1859, Lot 45, and check in amount of \$1,250. payable to Franklin Walker, refund of deposit paid on purchase of property located at 371-373 South 12th Street, Block 1785, Lot 64; (Properties sold in previous auction)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.

- 7-R-x. Resolution approving determination of Central Planning Board that City Tax Block 298, Lots 1-24, 25, 26, 32, 33, 35-39, 41 and 42 (50-64 16th Avenue, 331-361 Camden Street, 378-394 Springfield Avenue and 368-408 Fairmount Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM880003, January 28, 1988)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.

December 1, 1988

7-R-y.

Resolution amending Resolution 7-R-bp, August 3, 1988, authorizing Business Administrator to execute Bargain and Sale Deeds for properties sold at public auctions held June 28 and June 29, 1988, by deleting Hector Soto from Contract of Sale for property known as 51-53 Chester Avenue, Block 677, Lots 37, 38. (Mr. Soto no longer interested in purchasing said property)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-z.

Resolution amending contracts with Prudential Insurance Company of America, Blue Cross/Blue Shield of New Jersey, Alpha-Met, Inc., Group Dental Health Administrators, for period June 1, 1988 to May 31, 1991, for provision of updated and/or improved life and health insurance benefits for elected and certain appointed officials and for their qualified dependents and for certain employees who are exempt from representation by a collective bargaining unit and for their eligible dependents; additional cost for year 1988 shall not exceed \$11,000. (Amended contracts awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(m))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-ba.

Resolution amending Resolution 7-R-cf, September 7, 1988, contract with Ultra Care, Inc., to provide Nursing Services for Department of Health and Human Services, for period January 1, 1988 to December 31, 1988, contract shall not exceed \$250,000., by increasing maximum amount of contract to \$328,000.; all other provisions of contract shall remain in full force and effect. (To compensate for additional nursing services provided by the Contractor)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-bb.

Resolution amending Resolution 7-R-m, May 3, 1988, contract with Gaston Lawrence Raffaelli, P.E., design services for Reconstruction of the Rotunda Pool, Clifton Avenue and 7th Avenue East, for total sum of \$139,000.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project, in net amount not to exceed additional \$8,400.; \$99,000. provided in 1988 Capital Budget; balance to be provided out of future funds; by fulfilling original design requirements of Contract (Phase II) now that funds are available and adding \$40,000.; funds for extra cost of said project provided by Capital Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

December 1, 1988

7-R-bc.

Resolution amending Resolution 7-R-bv (A.S.), June 3, 1987, authorizing Business Administrator to execute Bargain and Sale Deeds for properties sold at public auction held May 21, 1987, per attached Exhibits A and B for the sum of \$2,611,500., to the highest bidders; pursuant to Executive Order No. PM870036, issued May 1, 1987, by deleting therefrom 11 Lentz Avenue, Block 2481, Lot 13, Jose R. Magalhaes, \$6,800.; Mr. Magalhaes failed to close title within 45 days after adoption of said resolution, thereby forfeiting said deposit.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-bd.

Resolution designating reserved parking area for handicapped motorists on Ferry Street, south side, beginning 43 feet east of the easterly curblin of Brill Street and extending 24 feet easterly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation.)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-be.

Resolution designating intersection of Pennington Street and Dawson Street as a stop intersection, installing stop signs on Dawson Street, pursuant to N.J.S.A. 39:4-140; further rescinding Resolution 7-R-bz, August 3, 1988, mandating installation of stop signs on Pennington Street at the same intersection.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-bf.

Resolution authorizing Tax Assessor to remove assessment for 5 months of 1988 tax year, on property 404-406 Chestnut Street, Block 991, Lot 6, Qual. CA20; further, authorizing Tax Collector to cancel \$2,174.78 taxes due from August 1, 1988 to December 31, 1988; pursuant to N.J.S.A. 40:55-C-40, et seq., granting tax abatement to residential condominium projects upon the condition that the owner resides in such property.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-bg.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Blind HIV Seroprevalence Study, \$17,672.; item available from New Jersey State Department of Health.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-bh.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Nutrition Project for the Elderly, \$98,433.76.; item available from Essex County Department of Citizens Services, Division on Aging.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-bi.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Homeless Health Care Project.II (Contract #02-H-001, 078-02-0), \$185,279.; item available from United States Department of Health and Human Services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-bj.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Sexually Transmitted Disease Health Service Program, \$302,714.; item available from New Jersey State Department of Health (Contract #88-525-STD-00)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-bk.

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Sexually Transmitted Disease Health Service Program (Contract #89-266-STD-00) \$202,532.; item available from New Jersey State Department of Health)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-bl.

Resolution authorizing transfer of funds from Department of Health and Human Services, Division of Recreation and Cultural Affairs, Personnel Services, Salaries and Wages-\$43,920., Other Expenses, Services by Contract or Agreement-\$5,550., Materials and Supplies-\$11,450., totalling \$60,920. to Other Expenses, Equipment-\$60,920.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-bm.

Resolution authorizing transfer of funds from Department of Health and Human Services, Division of Welfare, Personnel Services, Salaries and Wages-\$30,000. to Other Expenses, Equipment-\$30,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

December 1, 1988

7-R-bm.

Resolution authorizing transfer of funds from Unclassified Operations, Unclassified Purposes, Salaries and Wages, Salary and Wage Personnel Adjustment Program-\$150,000. to Other Expenses, Day Care Center\$150,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-bo.

Resolution authorizing transfer of funds from Department of General Services, Division of Motors, Other Expenses, Materials and Supplies-\$70,000. to Other Expenses, Services by Contract or Agreement-\$70,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-bp.

Resolution authorizing transfer of funds from Department of Finance, Division of Tax Abatement and Special Taxes, Other Expenses, Services by Contract or Agreement-\$58,500. to Other Expenses, Materials and Supplies-\$2,500., Equipment-\$56,000., totalling \$58,500.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-bq.

Resolution authorizing transfer of funds from Department of Land Use Control, Director's Office, Services by Contract or Agreement, Advertising-\$3,000. to Division of Permits and Licenses, Service by Contract or Agreement, Printing Services-\$3,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-br.

Resolution authorizing transfer of funds from Department of General Services, Division of Public Services, Salaries and Wages, Personnel Services-\$97,000., Other Expenses, Materials and Supplies-\$60,000., totalling \$157,000. to Division of Public Buildings, Salaries and Wages, Other Pay-\$7,000., Other Expenses, Services by Contract or Agreement-\$115,227., Equipment-\$34,773., totalling \$157,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-bs.

Resolution authorizing transfer of funds from Department of Engineering, Division of Sewers, Personnel Services, Salaries and Wages-\$70,200., Other Expenses, Materials and Supplies-\$200., totalling \$70,400. to Other Expenses, Services by Contract or Agreement-\$70,400.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

December 1, 1988

- 7-R-bt. Resolution recognizing and commending the Honorable Peter W. Rodino, Jr., on the illustrious occasion of his retirement after 40 years of dedicated and meritorious service in the United States House of Representatives.
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.
- 7-R-bu. Resolution recognizing and commending Mr. George L. Riley, Jr., Assistant Comptroller for the City of Newark for his outstanding service to the people of Newark.
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.
- 7-R-bv. Resolution recognizing and commending Arthur S. Guida, Manager of the Community Affairs Department of New Jersey Bell for his outstanding contributions to the City of Newark.
- (For action on this resolution, see page 2 in the minutes of this meeting.)
- 7-R-bw. Resolution authorizing the execution of an agreement with George W. Hess and Joseph Faccone, Registered Municipal Accountants of the firm of Samuel Klein and Company, Certified Public Accountants for the performance of the 1989 Audit, pursuant to N.J.S.A. 40A:5-4 and OBM Circular A-128. (Annual Audit Required) (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.). (\$310,000)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.
- 7-R-bx. (A.S.) Resolution recognizing and commending Deacon Silas Green on the occasion of his 75th birthday.
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.
- 7-R-by. (A.S.) Resolution recognizing and commending Bishop and Mrs. Curtis D. Gilmore on the occasion of their 19th annual Pastoral Banquet held on November 27, 1988.
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
 Absent: Councilmen Harris, Payne, Rice.

December 1, 1988

- 7-R-bz.
(A.S.) Resolution supporting Self Help and Resource Exchange in its efforts to help provide food for low-income families living in the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

- 7-R-ca.
(A.S.) Resolution requesting Tax Assessor of City of East Orange to assess entire tract of land commonly known as 146 Palm Street, 148 Palm Street, Newark, Block 4199, Lots 149, 150 and 151; to be assessed by City of East Orange for as long as the property is being used for provision of low-income housing by the Unified Vailsburg Services Organization and the Urban League Inc.; if said property ceases from being used for such purposes, the City of Newark shall assess that portion of the tract lying in Newark on October 1, 1988 after the cessation of its low-income housing; further, rescinding Resolution 7Ru adopted November 14, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

- 7-R-cb.
(A.S.) Resolution ratifying and authorizing Mayor's Chief of Staff to execute on behalf of City of Newark, a hold harmless and Indemnification Agreement with Essex County College for any and all liabilities arising out of or relating to use of 3-level snack bar at Essex County College located at 303 University Avenue, Newark, on November 28, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

Councilman Carrino requested, through the Chair, that the City Clerk be directed to communicate with Corporation Counsel Grant to determine why this resolution authorizes the Mayor's Chief of Staff to execute an Indemnification Agreement on behalf of the City of Newark.

- 7-R-cc.
(A.S.) Resolution authorizing transfer of funds from Fire Department, Director's Office, Salaries and Wages -\$421,000., to Other Pay -\$40,000., Materials and Supplies -\$111,000., Equipment -\$270,000., totalling \$421,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

- 7-R-cd.
(A.S.) Resolution authorizing the Municipal Council to accept terms and conditions indemnifying and saving harmless the County of Essex, the New Jersey Army National Guard and the Guyton-Callahan American Legion Post 152 and their members of any and all liability that may arise out of bodily injuries or property damage resulting from actions of the Municipal Council, its agents and/or employees, in accordance with the attached Indemnification and Hold Harmless Agreement.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-ce.
(A.S.)

Resolution authorizing Mayor and Business Administrator to enter into agreement with Trinity UMC Housing, Inc., for construction of masonry steps for 16 housing units, for period December 1, 1988 through June 1, 1989, in the amount of \$19,500., funds available from Facility Improvement Program.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-cf.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Neighborhood Preservation Balanced Housing Program, \$1,505,910., item available from New Jersey State Department of Community Affairs.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-cg.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Development to execute and enter into contract with Newark Economic Development Corporation, Inc., a New Jersey non-profit corporation, 744 Broad Street, Suite 2007, Newark, New Jersey, to perform certain administrative services in conjunction with various commercial and economic development programs consistent with Title 1 eligibility guidelines, in sum of \$700,000., for period July 1, 1988 to June 30, 1989.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-ch.
(A.S.)

Resolution by the Municipal Council opposing Assembly Bill 2709, which prohibits the provision of health care services relating to birth control, pregnancy and abortion by a school district.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-ci.
(A.S.)

Resolution by the Municipal Council supporting Assembly Bill 3306, which requires public school sex education and AIDS education programs to stress abstinence.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-cj.
(A.S.)

Resolution declaring an emergency exists as to an "Ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5 (a)(1) and N.J.S.A. 20:1-1 et seq." Ordinance 6-Ph, S & F-n, being finally adopted December 1, 1988, and the Ordinance becomes effective immediately upon passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-ck.
(A.S.)

Resolution authorizing Mayor and Director of Development to enter into an agreement with New Jersey Department of Community Affairs, to accept grant on behalf of Upper University Heights, Developer, in amount of \$1,505,910., for the purpose of constructing 70 single family townhouses affordable to low and moderate income families.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-cl.
(A.S.)

Resolution authorizing Mayor to accept New Jersey Urban Enterprise Zone Authority account funds pursuant to terms and conditions specified in the program award letter for approved project UEZA 88-08, no encumbrance or expenditure of funds in connection with the grant budget; funding for police security. (\$1,200,581., approved June 29, 1988 with provision that the City appropriate \$299,789., as twenty percent share of project pursuant to State law.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-cm.
(A.S.)

Resolution authorizing transfer of funds from Unclassified Purposes, Other Expenses, Medical Buyback - \$250,000., Facility Improvement Program - \$100,00., totalling \$350,000., to Department of Engineering, Division of Sanitation, Other Expenses, Service by Contract or Agreement \$350,000., pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani and seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-cn.
(A.S.)

Resolution authorizing making application to the Local Finance Board pursuant to N.J.S.A. 40A:3-1 et. seq. and N.J.S.A. 40A:11-15.

(For action on this resolution, see page 2 in the minutes of this meeting.)

7-R-co.
(A.S.)

Resolution authorizing certain officers and other representatives of the City of Newark including the Director of Finance, Clerk, General Counsel, Financial Advisors, Bond Counsel, Auditors, and others to proceed to perform such acts, execute such documents and do all such things as are necessary to accomplish the issuance of Certificates of Participation and the entry into a lease or leases and such other transactions as are necessary to accomplish financing of the costs of acquisition of equipment and related costs by and on behalf of the City of Newark, County of Essex, New Jersey pursuant to N.J.S.A. 40A:11-15.

(Copy of resolution and communication submitted to each Member of the Council)

(For action on this resolution, see page 2 in the minutes of this meeting.)

7-R-cp.
(A.S.)

Resolution recognizing and commending Mr. Lewis A. Turner for his contributions to St. James AME Church and the Newark community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-cq.
(A.S.)

Resolution by the Municipal Council regarding Councilman-At-Large Earl Harris in compliance with N.J.S.A. 40A:16-3g.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-cr.
(A.S.)

Resolution authorizing transfer of funds from the Office of the Municipal Council, Fuel and Lubricants, Gasoline, \$1,000., to Services by Contract, Postage, \$1,000., pursuant to N.J.S.A. 40A:4-58.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-R-cs.
(A.S.)

Resolution recognizing and commending Ray Nelson on the grand occasion of his 25th Anniversary with the Tax Library in Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

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MOTIONS.

- 7-M-a.** A MOTIONS REQUESTING THE AMERICAN RED CROSS OF ESSEX COUNTY TO STUDY THE POSSIBILITY OF ESTABLISHING A RED CROSS AGENCY WITHIN THE NEWARK COMMUNITY was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.
- 7-M-b.** A MOTION REQUESTING THE NEWARK POLICE DIRECTOR TO INITIATE AN INVESTIGATION INTO REPORTS OF SUSPECTED DRUG DEALERS OPERATING OUT OF AN ABANDONED BUILDING LOCATED AT 101 WILSEY STREET was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.
- 7-M-c.** A MOTION REQUESTING THAT THE MEMBERS OF THE NEWARK BOARD OF EDUCATION, THE BOARD OF COMMISSIONERS OF THE NEWARK HOUSING AUTHORITY AND THE KEY ADMINISTRATIVE PERSONNEL OF BOTH AGENCIES VOLUNTARILY SUBMIT THEMSELVES TO A DRUG TEST AS THE NINE MEMBERS OF THE MUNICIPAL COUNCIL HAVE ALREADY DONE was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.
- 7-M-d.** A MOTION ACKNOWLEDGING THE MUNICIPAL COUNCIL AND CITY CLERK STAFF FOR THEIR FINE WORK IN MAKING THE NEWARK EXHIBIT AND NEWARK DAY PROGRAM A SUCCESS DURING THE NEW JERSEY LEAGUE OF MUNICIPALITIES CONVENTION HELD IN ATLANTIC CITY, NEW JERSEY was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.
- 7-M-e.** A MOTION RECOGNIZING DECEMBER 1, 1988 AS THE THIRTY-THIRD ANNIVERSARY OF ROSA PARKS' REFUSAL TO RELINQUISH HER BUS SEAT, THEREBY COMMENCING THE MONTGOMERY BUS BOYCOTT WHICH LED TO SIGNIFICANT CHANGES EFFECTING MINORITIES IN THE UNITED STATES OF AMERICA was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.
- 7-M-f.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF FRANK ARCOLEO, SR., FATHER OF FRANK ARCOLEO, JR.; FURTHER EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. ROSE GRECO AND JOSEPH A. ROSENTHAL was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.
- 7-M-g.** A MOTION DIRECTING THE CITY CLERK TO SEND A COPY OF THE RECENTLY ADOPTED CITY ORDINANCE PROHIBITING THE USE OF CHLOROFLUOROCARBONS PROCESSED FOOD PACKAGING TO THE ESSEX COUNTY FREEHOLDERS WITH THE REQUEST THAT THE COUNTY CONSIDER ADOPTING SUCH LEGISLATION TO REDUCE HEALTH HAZARDS CREATED BY THESE PRODUCTS was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.
- 7-M-h.** A MOTION REQUESTING THE DIRECTOR OF ENGINEERING AND THE NEWARK HOUSING AUTHORITY TO CLEAN UP THE DEBRIS ON THE LAND IN THE BACK OF SHEFFIELD DRIVE AND AROUND COLUMBUS HOMES WHICH IS OWNED BY THE NEWARK HOUSING AUTHORITY was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

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7-M-i.

A MOTION DIRECTING CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH AND ENGINEERING DIRECTOR ZACH TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE CONFERENCE TO DISCUSS WELCOMING SIGNS IN THE CITY OF NEWARK was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-M-j.

A MOTION CONVEYING APPRECIATION AND THANKS TO THE GREATER NEWARK CHAMBER OF COMMERCE FOR ITS SUPPORT AND PARTICIPATION IN THE NEWARK DAY LUNCHEON HELD ON NOVEMBER 16, 1988 DURING THE NEW JERSEY LEAGUE OF MUNICIPALITIES CONVENTION IN ATLANTIC CITY, NEW JERSEY was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

7-M-j-1.

A MOTION EXPRESSING DEEPEST APPRECIATION AND GRATITUDE TO THE HONORABLE ANTHONY VILLANE, COMMISSIONER OF THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS, FOR HIS INSPIRATIONAL KEYNOTE ADDRESS AT THE NEWARK DAY LUNCHEON HELD ON NOVEMBER 16, 1988, DURING THE NEW JERSEY LEAGUE OF MUNICIPALITIES CONVENTION IN ATLANTIC CITY, NEW JERSEY was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Montielh, received November 7, 1988, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on James Street."

(James Street: South side, beginning 199 feet west of the westerly curblin of Washington Street and extending 95 feet westerly therefrom.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion directing the City Clerk to place this ordinance on the December 14, 1988 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

8-b.

The City Clerk presented Communication from Business Administrator Montielh, received November 10, 1988, enclosing proposed "Ordinance amending Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by prohibiting parking and standing on various streets."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 14, 1988 Agenda of the Municipal Council for first reading; further directing the City Clerk to invite Business Administrator Montielh and Engineering Director Zach to meet with the Municipal Council at its December 13, 1988 pre-meeting conference was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

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8-c.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received November 17, 1988, appointing, subject to confirmation, Kitty V. Taylor, 62 Telford Street, Newark, New Jersey, to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1992.

(Copy of communication submitted to each Member of the Council)
(Ms. Taylor met with Council November 30, 1988.)

A motion to confirm the appointment of Ms. Kitty V. Taylor to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1992 was made by the Council of the Whole.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: This appointment is confirmed.

8-c-1.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received November 17, 1988, appointing, subject to confirmation, Louise Epperson, 1 Court Street, #6N, Newark, New Jersey, to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1992.

(Copy of communication submitted to each Member of the Council)
(Ms. Epperson met with Council November 30, 1988.)

A motion to confirm the appointment of Ms. Louise Epperson to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1992 was made by the Council of the Whole.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: This appointment is confirmed.

Councilman Tucker indicated he would abstain on all appointees who do not reside in the City of Newark.

8-c-2.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received November 17, 1988, appointing, subject to confirmation, Hon. Florence Johnson, Councilwoman, East Orange Municipal Council, 3314 Steuben Street, East Orange, New Jersey, to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1992.

(Copy of communication submitted to each Member of the Council)
(Ms. Johnson met with Council November 30, 1988.)

A motion to confirm the appointment of Councilwoman Florence Johnson to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1992 was made by President Martinez, seconded by Councilman Grant.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Villani, President Martinez.
Not Voting: Councilman Tucker.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: This appointment is confirmed.

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8-c-3.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received November 17, 1988, appointing, subject to confirmation, Reverend Levin B. West, 301 Irvine Turner Boulevard, Newark, New Jersey, to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1991.

(Copy of communication submitted to each Member of the Council)
(Reverend West met with Council November 30, 1988.)

A motion to confirm the appointment of Reverend Levin B. West to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1991 was made by President Martinez, seconded by Councilman Tucker.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: This appointment is confirmed.

8-c-4.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received November 17, 1988, appointing, subject to confirmation, Dr. E. Alma Flagg, 44 Stengel Avenue, Newark, New Jersey, to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1991.

(Copy of communication submitted to each Member of the Council)
(Dr. Flagg met with Council November 30, 1988.)

A motion to confirm the appointment of Dr. E. Alma Flagg to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1991 was made by President Martinez, seconded by Councilman Tucker.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: This appointment is confirmed.

8-c-5.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received November 17, 1988, appointing, subject to confirmation, Maurice Strickland, Esq., 1180 Raymond Boulevard, Suite 2233, Newark, New Jersey, to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1991.

(Copy of communication submitted to each Member of the Council)
(Mr. Strickland met with Council November 30, 1988)

A motion to confirm the appointment of Mr. Maurice Strickland, Esq. to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1991 was made by President Martinez, seconded by Councilman Grant.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Villani, President Martinez.
Not Voting: Councilman Tucker.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: This appointment is confirmed.

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8-c-6.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received November 17, 1988, appointing, subject to confirmation, Jethro James, Community Outreach Program, PSE&G, Newark, New Jersey, to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1991.

(Copy of communication submitted to each Member of the Council)
(Mr. James met with Council November 30, 1988)

A motion to confirm the appointment of Mr. Jethro James to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1991 was made by Councilman Grant, seconded by President Martinez.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Villani, President Martinez.
Not Voting: Councilman Tucker.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: This appointment is confirmed.

8-c-7.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received November 17, 1988, appointing, subject to confirmation, Pearl Davenport, 1160 Broad Street, #652, Newark, New Jersey, to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1990.

(Copy of communication submitted to each Member of the Council)
(Ms. Davenport met with Council November 30, 1988)

A motion to confirm the appointment of Ms. Pearl Davenport to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1990 was made by Councilman Carrino, seconded by Councilman Branch.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: This appointment is confirmed.

8-c-8.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received November 17, 1988, appointing, subject to confirmation, Ana Ateca, Director of Social Services, Hospitality Care Center, 300 Broadway, Newark, New Jersey, to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1990.

(Copy of communication submitted to each Member of the Council)
(Ms. Ateca met with Council November 30, 1988)

A motion to confirm the appointment of Ms. Ana Ateca to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1990 was made by Councilman Carrino, seconded by Councilman Branch.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: This appointment is confirmed.

8-c-9.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received October 6, 1988, appointing, subject to confirmation, Bernie Gouss, Tru Home Sales, 321, 16th Avenue, Newark, New Jersey, to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1990.

(Copy of communication submitted to each Member of the Council)

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A motion to defer action on this item and directing the City Clerk to invite Mr. Gouss to meet with the Municipal Council at its December 13, 1988 pre-meeting conference was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

8-c-10.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received November 17, 1988, appointing, subject to confirmation, Reverend Ray Sabo, Director, Project Volunteer, 556 Mt. Prospect Avenue, Newark, New Jersey, to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1990.

(Copy of communication submitted to each Member of the Council)
(Reverend Sabo met with Council November 30, 1988)

A motion to confirm the appointment of Reverend Ray Sabo to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1990 was made by Councilman Branch, seconded by Councilman Carrino.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: This appointment is confirmed.

8-c-11.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received November 17, 1988, appointing, subject to confirmation, Wilnora Holman, 516 Bergen Street, #4R, Newark, New Jersey, to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1989.

(Copy of communication submitted to each Member of the Council)
(Ms. Holman met with Council November 30, 1988)

A motion to confirm the appointment of Ms. Wilnora Holman to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1989 was made by Councilman Branch, seconded by Councilman Carrino.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: This appointment is confirmed.

8-c-12.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received November 17, 1988, appointing, subject to confirmation, Liberato Mautone, 251 North 10th Street, Newark, New Jersey, to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1989.

(Copy of communication submitted to each Member of the Council)
(Mr. Mauton met with Council November 30, 1988)

A motion to confirm the appointment of Mr. Liberato Mautone to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1989 was made by Councilman Branch, seconded by Councilman Carrino.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: This appointment is confirmed.

- 8-c-13. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received November 17, 1988, appointing, subject to confirmation, Pansy Greenleaf, 516 Bergen Street, #5E, Newark, New Jersey, to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1989.
(Copy of communication submitted to each Member of the Council)
(Ms. Greenleaf met with Council November 30, 1988)

A motion to confirm the appointment of Ms. Pansy Greenleaf to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1989 was made by Councilman Branch, seconded by Councilman Carrino.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: This appointment is confirmed.

- 8-c-14. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received November 17, 1988, appointing, subject to confirmation, William L. Johnson, Sr., 8 Farley Avenue, Newark, New Jersey, to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1989.
(Copy of communication submitted to each Member of the Council)
(Mr. Johnson met with Council November 20, 1988)

A motion to confirm the appointment of Mr. William L. Johnson, Sr. to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1989 was made by Councilman Branch, seconded by Councilman Carrino.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

President Martinez: This appointment is confirmed.

- 8-d. The City Clerk presented Communication from Business Administrator Monteilh, received November 17, 1988, enclosing proposed "Ordinance approving the sale of Section A of the vacated portion of Delancy Street, as shown on Map No. A-1504(1) pursuant to N.J.S.A. 40A:12-13-(b)(1) to Passaic Valley Sewerage Commissioners, a body corporate and politic, for the sum of \$1,800."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 14, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Villani, President Martinez.
Not Voting: Councilman Tucker.
Absent: Councilmen Harris, Payne, Rice.

- 8-e. The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6 S & F-c) adopted May 4, 1977, as amended. (To adjust the salary of Mayor)."

(Mayor 1/1/89 \$80,689.69 - \$80,689.69)
(4% increase for year 1989. Fiscal Impact - \$3,574.68)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-j, on page 5 in the minutes of this meeting)

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8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6 S & F-d) adopted May 4, 1977, as amended. (To adjust the salary of Business Administrator)"

(Business Administrator 1/1/89 \$83,749.44 \$83,749.44)

(4½% increase for year 1989. Fiscal impact - \$3,606.44)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-k, on page 6 in the minutes of this meeting)

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6 S & F-d) adopted May 4, 1977, as amended (To adjust the salary of Assistant Business Administrator)."

(Assistant Business Administrator 1/1/89 \$64,960.56 - \$64,960.56)

(Administrator)

(4½% increase for year 1989. Fiscal impact - \$2,614.34)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-l, on page 6 in the minutes of this meeting)

8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor,' (6-S & F-f) adopted May 4, 1977, as amended and supplemented. (To adjust salaries for Aide to Council President and Executive Secretary to Councilman)."

(Aide to Council President 1/1/89 \$36,675.62 - \$36,675.62
(35 hours))

(Executive Secretary to Councilman 1/1/89 \$33,733.79 - \$33,733.79
(35 hours))

(4½% increase for year 1989. Fiscal impact - \$14,653.23)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-m, on page 6 in the minutes of this meeting)

8-i.

The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6 S & F-c) adopted May 4, 1977, as amended and supplemented (To adjust salaries)."

(Office of the Mayor and Municipal Courts - 10 Positions)

(4½% increase for year 1989. Fiscal impact - \$37,146.54)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-n, on page 7 in the minutes of this meeting)

8-j.

The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor,' (6-S & F-f) adopted May 4, 1977 as amended and supplemented. (To adjust salaries of President, Municipal Council and Councilman)."

(President, Municipal Council (1) 1/1/89 \$41,497.56 - \$41,497.56

Councilman (8) 1/1/89 \$37,655.19 - \$37,655.19)

(4½ increase for year 1989. Fiscal impact - \$14,759.14)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-o, on page 7 in the minutes of this meeting)

8-k.

The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Law and establishing salaries therefor,' (6-S & F-g) adopted May 4, 1977, and amendments thereto (To adjust salary for Corporation Counsel)."

(Corporation Counsel 1/1/89 \$64,960.56 - \$64,960.56)

(4½% increase for year 1989. Fiscal impact - \$2,797.34)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-p, on page 7 in the minutes of this meeting)

8-l.

The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust the salary of Director, Department of Finance)."

(Director, Department 1/1/89 \$64,960.56 - \$64,960.56

of Finance)

(4½% increase for year 1989. Fiscal impact - \$2,797.34)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-q, on page 8 in the minutes of this meeting)

8-m.

The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended. (to adjust the salary of Director, Department of General Services)."

(Director, Department 1/1/89 \$64,960.56 - \$64,960.56

of General Services

(4½% increases for 1989. Fiscal impact - \$2,797.34)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-r, on page 8 in the minutes of this meeting)

8-n.

The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To adjust the salaries for Director, Police Department and Police Chief)."

(Director, Department of 1/1/89 \$64,960.56 - \$64,960.56

Police

Police Chief 1/1/89 \$62,812.08 - \$62,812.08)

(4½% increase for year 1989. Fiscal impact - \$5,502.17)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-s, on page 8 in the minutes of this meeting)

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- 8-o. The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-1) adopted May 4, 1977 and amendment thereto. (To adjust the salary of Director, Department of Fire)."
- (Director, Department of Fire 1/1/89 \$64,960.56 - \$64,960.56)
 (4½% increase for year 1989. Fiscal impact - \$2,797.34)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
- (For action on this item, see Ordinance 6-F-t, on page 9 in the minutes of this meeting)
- 8-p. The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended. (To adjust the salary of Director, Department of Engineering)."
- (Director, Department of Engineering 1/1/89 \$64,960.56 - \$64,960.56)
 (4½% increase for year 1989. Fiscal impact - \$2,797.34)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
- (For action on this item, see Ordinance 6-F-u, on page 9 in the minutes of this meeting)
- 8-q. The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services,' (6-S & F-x) adopted July 16, 1986, as amended. (To adjust the salary of Director, Department of Health and Human Services)."
- (Director, Department of Health and Human Services 1/1/89 \$64,960.56 - \$64,960.56)
 (4½% increase for year 1989. Fiscal impact - \$2,797.34)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
- (For action on this item, see Ordinance 6-F-v, on page 9 in the minutes of this meeting)
- 8-r. The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control,' (6-S & F-ba) adopted July 16, 1986, as amended. (To adjust the salary of Director, Department of Land Use Control)."
- (Director, Department of Land Use Control 1/1/89 \$64,960.56 - \$64,960.56)
 (4½% increase for year 1989. Fiscal impact - \$2,797.34)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
- (For action on this item, see Ordinance 6-F-w, on page 10 in the minutes of this meeting)
- 8-s. The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development,' (6-S & F-z) adopted July 16, 1986, as amended. (To adjust the salary of Director, Department of Development)."
- (Director, Department of Development 1/1/89 \$64,960.56 - \$64,960.56)
 (4½% increase for year 1989. Fiscal impact - \$2,797.34)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
- (For action on this item, see Ordinance 6-F-x, on page 10 in the minutes of this meeting)

- 8-t. The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control,' (6-S & F-ba) adopted July 16, 1986, as amended. (To adjust the salary of Tax Assessor)."
- (Tax Assessor 1/1/89 \$38,755.85 - \$47,108.05
(4% increase for year 1989. Fiscal impact - \$2,028.58)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-y, on page 10 in the minutes of this meeting)

- 8-u. The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance amending Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding Section 23:4-1.1, Trucks Over 10 Tons Excluded From Certain Streets."
- (Clay Street: From McCarter Highway to its eastern terminus.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval from Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the December 14, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

- 8-v. The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control', (6-S & F-ba) adopted July 16, 1986 as amended and supplemented. (To create the title of Attorney, Rent Control Board, part time in the Department of Land Use Control)."
- (Attorney, Rent Control Board (1) \$15,000.
(Part-time)
(Part-time position in Land Use Control for Rent Control Board. Not represented by any bargaining unit. Fiscal impact in 1989 will be \$15,000.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the item and directing the City Clerk to invite Business Administrator Monteilh, Land Use Control Director McLucas and Office of Boards Manager James-Jordan to meet with the Municipal Council at its December 13, 1988 pre-meeting conference was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

- 8-w. The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977 and amendments thereto, (To create the title of systems analyst in the Department of Administration)."
- (Systems Analyst (1) 11/7/89 \$28,326.61 - \$34,116.81
(35 hours)
(New title due to New Jersey Department of Personnel reclassification. Old title is a common title. Represented by Newark Council 21, Civil Service Association. Fiscal impact \$1,500.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 14, 1988 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

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8-x.

The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented. (To create the title of Principal Payroll Clerk, Typing in the Department of Finance)."

(Principal Payroll Clerk, Typing (1) \$16,261.01 - \$19,113.73
(35 hours))

(Creation of title due to New Jersey Department of Personnel reclassification. Old title is a common title. Represented by Newark Council 21, Civil Service Association. Salary is less than previous title.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 14, 1988 Agenda of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

8-y.

The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Architectural Assistant and to abolish the title Assistant Architect in the Department of Engineering)."

(Architectural Assistant (1) 1/1/88 \$31,081.35 - \$37,462.50
(35 hours))

(Change of title in Department of Engineering. Represented by Newark Council 21, Civil Service Association. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 14, 1988 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

8-z.

The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating the positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1988, as amended and supplemented, to create the title of Principal Clerk/Traffic Signal Repairer in the Department of Engineering)."

(Principal Clerk/ (1) 1/1/88 \$20,832.92 - \$21,830.85 - \$22,828.79
Traffic Signal Repairer 1/1/89 21,978.73 - 23,031.55 - 24,084.37
(40 hours))

(Creating title in Department of Engineering due to New Jersey Department of Personnel reclassification. Old title is a common title. Represented by Building Trades Bargaining Committee. Salary remains unchanged.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 14, 1988 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne, Rice.

8-ba.

The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control,' (6-S & F-ba) adopted July 16, 1986, as amended. (To create the titles of Senior Field Representative, H.E. and Senior Representative, Rent Regulation and abolish the title of Senior Field Representative in the Department of Land Use Control.)

(Senior Field Representative, H.E. (1) \$16,711.34 - \$19,649.13
(35 hours)

Senior Representative, Rent Regulation (1) 22,514.60 - 27,049.65
(35 hours))

(Creating new titles and abolishing old title to enable transfer and in accordance with New Jersey Department of Personnel. Represented by Newark Council 21, Civil Service Association. Salaries remain unchanged.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 14, 1988 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

8-bb.

The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police (non-uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To create the title of Chief Transportation Inspector and to abolish the title of Transportation Supervisor in the Department of Police.)

(Chief Transportation Inspector (1) \$23,566.04 - \$28,328.61
(40 hours))

(Creating new title and abolishing old in compliance with New Jersey Department of Personnel Title Standardization Program. Represented by A.F.S.C.M.E. Local 2299 (Inspectors). Salary remains unchanged.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 14, 1988 Agenda of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

8-bc.

The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey,' (6-S & F-bf) adopted November 22, 1966. (To create certain position titles in the Department of Fire)."

(Fire Official U.F.D./ (1) \$46,268.09 - \$47,662.49 - \$49,070.00
Fire Protection Sub-Code
Official, U.F.D.)

Fire Prevention (16) 34,500.
Specialist, U.F.D.

Supervising Fire (4) 41,030.03 - 42,192.29 - 43,353.54
Prevention Specialist,
U.F.D./Supervising
Fire Protection Inspector, U.F.D.)

(Creating new titles in Department of Fire due to reorganization plan for Division of Fire Prevention and Life Safety. Represented by F.M.B.A. Fiscal impact \$59,000.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 14, 1988 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

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8-bd.

The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977 and amendments thereto, (To create the title of Supervisor of Data Processing Operations in the Department of Administration.)

(Supervisor of Data Processing (1) \$31,081.35 - \$37,462.50
Operations
(35 hours))

(Creating new title in Department of Administration. Title has been included in proposed 1989 operating budget. Represented by Newark Council 21, Civil Service Association. Fiscal impact approximately \$31,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this item and directing the City Clerk to invite Business Administrator Monteilh to meet with the Municipal Council at its December 13, 1988 pre-meeting conference; further requesting Business Administrator Monteilh to submit, in writing, prior to this conference, an updated list of employees now working in this division showing titles and number of employees in each title was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

8-be.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend Title 27, Zoning, Chapter 8, certificate of Occupancy required for Sale, Transfer, Conveyance of Residential Property, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By amending the effective date of said ordinance to July 1, 1989)."

A motion directing the City Clerk to place this ordinance on the December 14, 1988 Agenda of the Municipal Council for first reading; further directing the City Clerk to invite Mayor James, Business Administrator Monteilh and Land Use Control Director McLucas to meet with the Municipal Council at its December 13, 1988 pre-meeting conference was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from November 4, 1988 to November 18, 1988:

BINGO LICENSES

LICENSEE

LICENSE NUMBER

Saint Lucy's Roman Catholic Church
Saint Rocco School PTA
Blessed Sacrament Church

9965 (Amended)
10000
10002

RAFFLE LICENSES

LICENSEE

LICENSE NUMBER

Perpetual Help Parents Association
A.B. Roy Foundation

9998
9999

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ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne, Rice.

This meeting adjourned at 3:15 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President



A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 9:20 P. M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Wendell J. Mapson, Mount Calvary Baptist Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Ron Washington, Intergovernmental Liaison Officer Joseph Bradley, Legislative Research Officer John Nulty, Lieutenant Detective James Reed, Sergeant-At-Arms.

Absent: Councilman Payne.

(Councilman Payne arrived 8:23 P. M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

President Martinez requested a moment of silence in memory of the late Councilman Earl Harris.

Councilman Tucker summarized his feelings for Councilman Harris and how he was instrumental in helping him attain his position as Councilman-At-Large.

(Councilman Payne arrived 8:23 P. M.)

A motion to consider at this time Resolution 7-R-cf-1 (A.S.), was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cf-1.
(A.S.)

Resolution recognizing and commending Sergeant Major Benjamin V. Ricciardi who received the Distinguished Service Cross on October 6, 1988 for his extraordinary heroism during the Vietnam Conflict.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Sergeant Ricciardi.

Councilman Rice presented Sergeant Ricciardi a medallion in recognition of his service to the people of Newark, the State and the Country.

Sergeant Ricciardi thanked the Members of the Municipal Council for this honor and expressed his appreciation to them.

Councilman Carrino stated that he would like to see the names of the 105 Newark residents who were killed in Vietnam on the MIA Monument.

President Martinez stated he will call a special meeting of the Municipal Council to consider filling the vacancy of Councilman-at-Large on Tuesday, December 20, 1988 at 11:00 A. M.

A lengthy discussion was held by the Members of the Municipal Council with respect to the holding of a special meeting for Tuesday, December 20, 1988 to consider filling the vacancy of Councilman-at-Large.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk.

- 4-a. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held October 13, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

- 4-b. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, and 1989 Budget Hearing, held October 13, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

- 4-c. The City Clerk presented Copy of Minutes of Meeting of Board of Trustees of the Newark Public Library, held October 26, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

- 4-d. The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held September 12, 1988 and November 10, 1988.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

- 4-e. The City Clerk presented 1987 Annual Report of Department of Finance. (Copy submitted to each Member of the Council)

A motion that the 1987 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

- 6-F-a. The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Milford Avenue as a one-way street.

(Milford Avenue, northbound, from West Runyon Street to West Bigelow Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

December 14, 1988

6-F-b.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Summit Avenue as a one-way street.

(Summit Avenue: Southbound, from Chancellor Avenue to the City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Director of Engineering Zach met with the Council October 4, 1988)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

6-F-c.

The City Clerk read An ordinance to amend and supplement Title 10, Finance and Taxation, Chapter 7, Motor Vehicle Parking Tax, Section 3 and by also adding four new sections, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To provide for rules and regulations for the collection of parking taxes together with penalties, interest and fines).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight, and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1989.

6-F-d.

The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on James Street.

(James Street: South side, beginning 199 feet west of the westerly curblin of Washington Street and extending 95 feet westerly therefrom.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight, and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1989.

6-F-e.

The City Clerk read An ordinance amending Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by prohibiting parking and standing on various streets.

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight, and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1989.

6-F-f.

The City Clerk read An ordinance approving the sale of Section A of the vacated portion of Delancy Street, as shown on Map No. A-1504(I) pursuant to N.J.S.A. 40A:12-13-(b)(1) to Passaic Valley Sewerage Commissioners, a body corporate and politic, for the sum of \$1,800.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

President Martinez: The yeses are seven, the noes are none, and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1989.

6-F-g.

The City Clerk read An ordinance amending Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding Section 23:4-1.1, Trucks Over 10 Tons Excluded From Certain Streets.

(Clay Street: From McCarter Highway to its eastern terminus.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight, and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1989.

6-F-h.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 and amendments thereto, (To create the title of systems analyst in the Department of Administration).

(Systems Analyst (1) 11/7/88 \$28,328.61 - \$34,116.81 (35 hours))

(New title due to New Jersey Department of Personnel reclassification.

Old title is a common title. Represented by Newark Council 21, Civil Service Association. Fiscal impact \$1,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight, and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1989.

6-F-i.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented. (To create the title of Principal Payroll Clerk, Typing in the Department of Finance).

(Principal Payroll Clerk, Typing (1) \$16,261.01 - \$19,113.73
(35 hours))

(Creation of title due to New Jersey Department of Personnel reclassification. Old title is a common title. Represented by Newark Council 21, Civil Service Association. Salary is less than previous title.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight, and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1989.

6-F-j.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Architectural Assistant and to abolish the title Assistant Architect in the Department of Engineering).

(Architectural Assistant (1) 1/1/88 \$31,081.35 - \$37,462.50
(35 hours))

(Change of title in Department of Engineering. Represented by Newark Council 21, Civil Service Association. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight, and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1989.

6-F-k.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating the positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1988, as amended and supplemented. To create the title of Principal Clerk/Traffic Signal Repairer in the Department of Engineering).

(Principal Clerk/ (1) 1/1/88 \$20,832.92 - \$21,830.85 - \$22,828.79
Traffic Signal Repairer 1/1/89 21,978.73 - 23,031.55 - 24,084.37
(40 hours))

(Creating title in Department of Engineering due to New Jersey Department of Personnel reclassification. Old title is a common title. Represented by Building Trades Bargaining Committee. Salary remains unchanged.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight, and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1989.

6-F-1.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6-S & F-ba) adopted July 16, 1986, as amended. (To create the titles of Senior Field Representative, H.E. and Senior Representative, Rent Regulation and abolish the title of Senior Field Representative in the Department of Land Use Control.)

(Senior Field Representative, H.E. (1) \$16,711.34 - \$19,649.13
(35 hours))

Senior Representative, Rent Regulation (1) 22,514.60 - 27,049.65
(35 hours))

(Creating new titles and abolishing old title to enable transfer and in accordance with New Jersey Department of Personnel. Represented by Newark Council 21, Civil Service Association. Salaries remain unchanged.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight, and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1989.

6-F-m.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police (non-uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To create the title of Chief Transportation Inspector and to abolish the title of Transportation Supervisor in the Department of Police.)

(Chief Transportation Inspector (1) \$23,566.04 - \$28,328.61
(40 hours))

(Creating new title and abolishing old in compliance with New Jersey Department of Personnel Title Standardization Program. Represented by A.F.S.C.M.E. Local 2299 (Inspectors). Salary remains unchanged.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight, and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1989.

December 14, 1988

6-F-n.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey," (6-S & F-bf) adopted November 22, 1966. (To create certain position titles in the Department of Fire).

(Fire Official U.F.D./ (1) \$46,268.09 - \$47,662.49 - \$49,070.00
Fire Protection Sub-Code
Official, U.F.D.

Fire Prevention (16) 34,500.
Specialist, U.F.D.

Supervising Fire (4) 41,030.03 - 42,192.29 - 43,353.54
Prevention Specialist,
U.F.D./Supervising
Fire Protection Inspector, U.F.D.)

(Creating new titles in Department of Fire due to reorganization plan for Division of Fire Prevention and Life Safety. Represented by F.M.B.A. Fiscal impact \$59,000.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

President Martinez: The yeses are eight, and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1989.

6-F-o.

The City Clerk read An ordinance to amend Title 27, Zoning, Chapter 8, Certificate of Occupancy required for the Sale, Transfer, Conveyance of Residential Property of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By amending the effective date of said ordinance to July 1, 1989.)

(Director of Land Use Control McLucas met with the Council, December 13, 1988)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

President Martinez: The yeses are eight, and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1989.

6-F-p.

The City Clerk read An ordinance amending Sections 23:5-1 and 23:5-2, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on James Street.

(Section 23:5-1 - Parking Prohibited at All Times

Deleting:

James Street: North side, from Washington Street to High Street. South side, from Burnett Street to Nesbitt Street.

Adding:

James Street: North side, between Burnett Street and High Street. South side, between Burnett Street and Nesbitt Street.

Section 23:5-2 - Parking Prohibited at Certain Times

Adding:

James Street: North side, between Washington Street and Burnett Street, from 9:00 A.M. to 6:00 P.M., except Saturdays, Sundays, holidays and Wednesdays between the hours of 12 Noon to 4:00 P.M.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval from Department of Transportation)

(Director of Engineering Zach met with the Council, December 13, 1988)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

6-F-q.

The City Clerk read An ordinance to amend and supplement Title 8, Businesses and Occupations, to create a Chapter 27, Ice Cream Vendors, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, and to add a section requiring security guards during certain hours.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight, and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1989.

A motion to consider Item 9-a on Ordinances on First Reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

6-F-r.

The City Clerk read An ordinance amending Title 2 of Administration, Chapter 2, Office of the Mayor and Agencies of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By establishing the Mayor's Commission on Sister Cities).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Deputy Mayor Guarino met with Council, November 30, 1988)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Martinez.

Councilman Carrino questioned whether a representative of the Municipal Council would sit on the Commission on Sister Cities.

Councilman Tucker stated that Members of the Municipal Council would sit on the Commission. Council will designate Members.

The motion to adopt the ordinance on first reading was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight, and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1989.

December 14, 1988

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Supervising Planner, Land Development Review and abolish the title of Coordinator of Plan Review in the Department of Land Use Control).

(Title change in compliance with New Jersey Department of Personnel approved titles. Represented by Newark Council 21, Civil Service Association. No salary change.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Supervising Planner, Land Development Review
5400 (35 Hrs.) (1) \$32,562.01 - \$39,262.05

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Coordinator of Plan Review
A336 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Supervising Transportation Inspector and to abolish the title of Principal Transportation Inspector in the Department of Police).

(Title change in compliance with New Jersey Department of Personnel's Title Standardization Program. Represented by AFSCME Local 2299 (Inspectors). No salary change.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&Fk) adopted May 4, 1977, as amended and supplemented be supplemented to create the following title:

POSITION

Supervising Transportation
Inspector 5938
(40 Hrs.)

(1) \$20,112.68 - \$23,991.61

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Principal Transportation
Inspector 4916 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

~~Yes:~~ Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 14, 1988

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Word Processing Operator in the Department of Health and Human Services).

(Creating title in Department of Health and Human Services to provide a needed service for the department. Represented by Newark Council 21, Civil Service Association. Will be included in 1989 Budget.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6S&PX) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Word Processing Operator
5487 (35 Hrs.) (1) \$17,777.86 - \$20,558.18

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 14, 1988

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending and supplementing Title 11AA, Fire Prevention Code of the Revised Ordinances of the City of Newark, New Jersey, to require additional permits, inspections and fees.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 11AA, Fire Prevention Code, Chapter One, Section Nine, Permits, Inspections, Fees of the Revised Ordinances of the City of Newark, New Jersey, is hereby amended and supplemented as follows. 11AA:1-9 Permits: Inspection Fees:

(a) All permits expire one year from date of issue, unless otherwise stated. Permits are nontransferable. Any change in use or occupancy shall require a new permit.

(b) In addition to the inspection and fees required pursuant to the Uniform Fire Safety Act and the regulations of the Department of Community Affairs, the following permits and fees shall be required:

1. Bowling establishments. (Including storage of combustibles on premises)..... \$100.00
2. Calcium carbide.
1 to 1,000 lbs..... \$100.00
Over 1,000 lbs..... \$300.00
3. Combustible or flammable liquids, solvents, etc., for storage and resale.
Up to 660 gallons \$100.00
4. Drug and chemical establishments. (Including storage of combustibles on premises)
Drug stores (retail)..... \$ 50.00
Drug and chemical supply warehouse \$400.00
Drug and chemical manufacture \$400.00
5. Fats and oils (edible) up to 660 gals.
Storage and use \$ 50.00
6. Storage of Ordinary Combustibles.....
Up to 10,000 sq. ft. \$ 25.00
Over 10,000 sq. ft. \$100.00
7. Parking stations and automobile sales site (open air).
Capacity: 1 to 25 cars or trucks \$ 50.00
Capacity: 25 or more cars or trucks \$100.00
8. Portable, flammable and combustible liquid tanks (drums) up to 660 gallons \$ 50.00
9. Plastics (Vinyl chloride, polyurethane, acrylics, etc.)
Processing or manufacture or storage.
Up to 5,000 lbs. \$100.00
Over 5,000 lbs. \$300.00
10. Mobile cooking units or tar kettles utilizing liquefied petroleum gases in containers for cooking.
Up to 85 lbs. \$ 50.00
Over 85 lbs. \$100.00

11. Storage or use of liquefied petroleum gases in containers over 5 lbs. inside any structure \$ 50.00
12. Storage of highly toxic materials up to 1 gallon or 4 liters of liquid; or 1 lb. of solid (poisonous or toxic material) \$ 50.00
Over 1 gallon or 4 liters of liquid or 1 lb. of solid (poisonous or toxic material) \$100.00
13. Storage of poisonous gases in any amount \$100.00
14. Duplicate copy of photographs \$ 10.00
15. Duplicate copy of fire report \$ 10.00
16. Written verification of fire. (For tax purposes, etc.) \$ 5.00
17. Bonfires \$ 50.00
18. The use of a torch or flame-producing device to remove paint from or seal membrane roofs, on, any building or structure \$ 50.00
19. Tents exceeding 1,200 square feet or 30 feet in any dimension (excluding canopies), whether single or made-up of multiple smaller units when used for purposes which would constitute a life hazard use were the use to be found in a building.....\$50.00
20. Individual portable kiosks or displays when erected in a covered mall for a period of less than 90 days, using 25 percent or less of the common area\$50.00
21. The use of any open flame or flame producing device, in connection with any public gathering, for purposes of entertainment, amusement, or recreation in places of public assembly.....\$50.00
22. Welding or cutting operations except where the welding or cutting is performed in areas approved for welding by the fire official and is registered as a type B life hazard use.....\$100.00
23. The possession or use of explosives or blasting agents, other than model rocketry engines regulated under N.J.A.C. 12:194.....\$300.00
24. Helistops.....\$100.00
25. The occasional use in any buildings of a multipurpose room, with a maximum permitted occupancy of 100 or more for amusement, entertainment or mercantile type purposes.....\$100.00
26. Bowling lane resurfacing and bowling pin refinishing involving the use and application of flammable liquids or materials.....\$100.00

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27. Fumigation or Thermal insecticide
.....\$1
28. Membrane covered, table and air sup-
ported structures covering an area in
excess of 120 square feet erected for
a period of less than 90 days.....\$100.00
29. Carnivals and circuses.....\$250.00
Street fair.....\$150.00
Street festival.....\$100.00
30. The use of a covered mall in any of
the following manners:
 - (A) Placing or constructing temporary
kiosks, display booths, concession
equipment or the like in more than
25 percent of the common area of
the mall.
 - (B) Temporarily using the mall as a
place of assembly.
 - (C) Using open flame or flame devices.
 - (D) Displaying liquid or gas fueled
powered equipment; or
 - (E) Using liquefied petroleum gas, liquefied
natural gas, and compressed flammable
gas in containers exceeding 5 pound
capacity \$100.00
31. Industrial processing ovens or furnaces operating
at approximately atmospheric pressures and
temperatures not exceeding 1,400 degrees
fahrenheit which are heated with oil or gas
fuel or which contain flammable vapors from
the product being processed \$200.00
32. Wrecking yard or junk yard \$200.00
33. Storage or use at normal temperature and
pressure of more than 2,000 cubic feet of
flammable compressed gas or 6,000 cubic
feet of nonflammable compressed gas \$300.00
34. The production or sale of cryogenic liquids; the
storage or use of more than 10 gallons of
liquid oxygen, flammable cryogenic liquids
or cryogenic oxidizers; or the storage of
more than 500 gallons of nonflammable,
non-toxic cryogenic liquids \$300.00
35. The storage, handling, and processing of
flammable, combustible, and unstable
liquids in containers and portable tanks
as required by N.J.A.C. 5:18 subchapter 3 \$300.00
36. To store or handle (except medicines,
beverages, foodstuffs, cosmetics, and other
common consumer items, when packaged
according to commonly accepted practices):

- (A) More than 55 gallons of corrosive liquids;
- (B) More than 100 pounds of oxidizing materials;
- (C) More than 10 pounds of organic peroxides;
- (D) More than 100 pounds of isocyanates;
- (E) More than 1,000 pounds of ammonium nitrate;
- (F) More than one microcurie of radium not contained in a sealed source;
- (G) More than one millicurie of radium or other radiation material in a sealed source or sources;
- (H) Any amount of radioactive material for which a specific license from the Nuclear Regulatory Commission is required; or
- (I) More than 10 pounds of flammable solids \$300.00

37. Any installation of liquefied petroleum gas or liquefied natural gas utilizing storage containers of over 2,000 gallons individual water capacity or with an aggregate water capacity exceeding 4,000 gallons.....\$300.00

38. The melting, casting, heat treating, machining or grinding of more than 10 pounds of magnesium per working day.....\$300.00

39. Heliports.....\$300.00

40. Airports.....\$1,000.00

41. The storage or discharging of fire-works.....\$300.00

(A) The following shall be submitted with the application for a fire-work permit:

- (1) Site plan.
- (2) A surety in the form of certified check or money order payable to the Newark Fire Department in the sum of (\$2,500.00) conditioned for payment of all damages to persons or property by reason of the display.
- (3) Certificate of insurance naming the City of Newark as co-insured stating that the insured shall indemnify the City of Newark and hold the City of Newark harmless, in the amount of \$1,000,000.00.

This section is not intended to replace the requirements of R.O. 11AA:2-4. In case of any inconsistencies the requirements of R.O. 11AA:2-4 are controlling.

Any premise that is registered as a life hazard use, in accordance with subchapter 2 of the New Jersey Uniform Fire Code, shall not require storage type permits.

Section 2. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

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President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of premises commonly known as 146 Palm Street, Newark, 148 Palm Street, Newark, Block 4199, Lots 149, 150 and 151, to the City of East Orange, pursuant to the provisions of N.J.S.A. 40A:12-13 (b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the property known as 146 Palm Street, Newark, 148 Palm Street, Newark, and 142 Bedford Street, East Orange, divides the taxing district of Newark and East Orange; and

WHEREAS, the Unified Vailsburg Services Organization in conjunction with the Urban League, Inc., has presented a proposal to the City of East Orange and Newark to rehabilitate and restore the subject property and to use it to provide low-income rental housing to community residents; and

WHEREAS, the City of Newark supports the development of community based organization developing and managing low and moderate income housing; and

WHEREAS, the transfer of title to this property to the City of East Orange will allow this project to proceed more effectively;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The premises commonly known as 146 Palm Street, Newark, 148 Palm Street, Newark and 142 Bedford Street, East Orange, New Jersey, Block 4199, Lots 149, 150 and 151, on the Official Tax Map and Tax Duplicate (year 1988) of the City of Newark, New Jersey is not needed for public purposes by the City of Newark.

Section 2. The premises commonly known as 146 Palm Street, Newark, 148 Palm Street, Newark and 142 Bedford Street, East Orange, New Jersey, Block 4199, Lots 149, 150 and 151, be sold to the Unified Vailsburg Services Organization, a body corporate and politic, by private sale for the amount of \$1.00 pursuant to the provisions of N.J.S.A. 40A:12-13 (b)(1).

Section 3. The Director of Finance be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

SECTION 4 - A copy of the executed deed shall be placed on file in the Office of the City Clerk and in the Law Department.

SECTION 5 - This ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to grant five (5) years of tax exemption for a residential improvement in the form of a conversion of a building into a multiple dwelling erected on premises known as 351-357 Sussex Avenue A/K/A 76-78 North Sixth Street, (Block 1888, Lots 35, 36, 37 and 38) on the Official Tax Map (Year 1988) of the City of Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That pursuant to the Laws of New Jersey and the Revised Ordinances of the City of Newark (R.O. 10:11-1, et seq.) the Municipal Council of the City of Newark has approved as in the best interest of the City of Newark an application and Agreement with New Community Sussex Housing Corporation for a residential improvement consisting of four story, 31 rental units at premises commonly known as 351-357 Sussex Avenue a/k/a 76-78 North Sixth Street, Block 1888, Lot 35, 36, 37 and 38, Newark, New Jersey owned by the applicant producing \$14,228.47 in taxes for 1986, the year prior to completion of the project.

2. That in consideration of said tax exemption on the new improvement referred to above and more specifically set forth in the application attached, New Community Sussex Housing Corporation will pay the City of Newark taxes based upon the assessment of the real estate to be affected by the improvement thereon existing immediately prior to such improvement.

3. That this Ordinance shall take effect upon publication and passage according to law, where upon the Mayor on behalf of the City of Newark is empowered to execute and the City Clerk to attest and affix the seal of the City to the aforementioned agreement for tax exemption, a copy of which is on file in the office of the City Clerk with the accompanying application and these two instruments may be there examined during regular business hours.

4. That an executed Agreement authorized by this Ordinance shall be filed with the City Clerk by the Department of Law.

3. That all outstanding tax bills for the properties contained in the project shall be paid by New Jersey Transit Corporation before the Agreement shall be executed by the City, and delivered to them. Should the Applicant fail to pay any outstanding obligations within thirty (30) days of the passage of this ordinance, the Tax Assessor is directed to include the properties contained in the project on the tax rolls at its fair market value.

6. That within thirty (30) days after the execution of the aforementioned tax exemption agreement, there shall be forwarded by the City Clerk a copy of such agreement to the Director of the Division of Local Government Services and the Commissioner of the Department of Labor and Industry, with a copy of this Ordinance.

7. That the tax exemption hereby granted shall be in effect from a period of not more than five (5) years starting from January 1, 1989.

8. This Ordinance shall take effect upon final passage and publication according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and direct the City Clerk to return the ordinance to Administration per request of Corporation Counsel pending approval by the Tax Assessor was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary of Mayor).
(4½% increase for year 1989. Fiscal Impact-\$3,474.68)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That an Ordinance entitled, "An Ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&fc) adopted May 4, 1977, and amendments thereto, be and the same is hereby amended to adjust the salary of Mayor as follows, to wit:

December 14, 1988

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Office of the Mayor

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Mayor 2496	1/1/89	\$80,689.69	\$80,689.69

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (G-S & F-d) adopted May 4, 1977, as amended. (To adjust the salary of Business Administrator) (4½% increase for year 1989. Fiscal Impact-\$3,606.44)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 (G-S & F-d) as amended, be and the same is hereby amended to adjust the salary of Business Administrator, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Business Administrator 0951	1/1/89	\$83,749.44	\$83,749.44

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in such position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. Pursuant to resolution "Free A.D." adopted on December 14, 1988, the position of the Administrator of the Department of Administration shall be filled by an individual who shall be an employee of the City of New Jersey.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended (To adjust the salary of Assistant Business Administrator).

(4½% increase for year 1989. Fiscal Impact-\$2,614.34)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 (6S&FD) as amended, be and the same is hereby amended to adjust the salary of Assistant Business Administrator, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant Business Administrator 0338	1/1/89	\$64,960.56	\$64,960.56

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in such position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 1. All prior ordinances or parts of ordinances relating to the title, grade, position, number of positions, annual minimum salary and annual maximum salary thereof, which are inconsistent herewith, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Not Voting: Councilman Rice.

President Martinez: The yeses are seven, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977, as amended and supplemented. (To adjust salaries for Aide to Council President and Executive Secretary to Councilman).
(4% increase for year 1989. Fiscal Impact-\$14,653.23)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor," (6-S&F-f) adopted May 4, 1977 as amended and supplemented be amended to adjust salaries, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Aide to Council President 0237 (35 Hrs.)	1/1/89	\$35,096.29	\$36,675.62
Executive Secretary to Councilman A041 (35 Hrs.)	1/1/89	\$32,281.14	\$33,733.79

SECTION 2. The hereinabove position titles of Executive Secretary to Councilman and Aide to Council President are to be considered as in the "confidential employee" class of positions with no official standard hours of work. Where necessary for the determination of vacation or sick pay or as necessary to meet the requirements of a computerized payroll system, the position may be assigned nominal standard hours of work. Notwithstanding the nominal standard hours of work, the individuals employed in these positions shall be responsible to complete their assigned duties and shall not be entitled to overtime or compensatory time.

SECTION 1. All prior ordinances or parts of any ordinance relating to the positions, annual minimum and annual maximum salary thereof, which are repealed herewith, are hereby repealed.

SECTION 2. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

No: Councilman Rice.

President Martinez: The yeases are seven and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6 S & F-c) adopted May 4, 1977, as amended and supplemented (To adjust salaries).
(4½% increase for year 1989. Fiscal Impact-\$37,146.54)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&F-c) adopted May 4, 1977 as amended and supplemented be amended to adjust salaries as follows, to wit:

(a) Office of the Mayor

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Aide to the Mayor 0238	1/1/89	\$55,399.30	\$64,960.56
Deputy Mayor A177	1/1/89	\$33,479.40	\$40,693.21
Executive Secretary Office of the Mayor A027 (35 Hrs.)	1/1/89	\$35,629.28	\$35,629.28
Personal Secretary Office of the Mayor 2644 (35 Hrs.)	1/1/89	\$35,629.28	\$35,629.28
Mayor's Aide I A292	1/1/89	\$33,479.40	\$40,693.21

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<u>POSITION</u>	<u>EFFECTIVE</u>	<u>SALARY</u>	<u>SALARY</u>
Mayor's Aide I	1/1/89	\$34,755.35	\$34,755.35
Mayor's Aide III	1/1/89	\$34,755.35	\$34,755.35
A29-			

(c) Municipal Courts

Court Administrator A259	1/1/89	\$38,755.35	\$47,126.05
Judge 2219	1/1/89	\$64,152.37	\$64,152.37
Presiding Judge A317	1/1/89	\$64,960.56	\$64,960.56

SECTION 2. The hereinabove noted position titles of Aide to the Mayor, Deputy Mayor, Mayor's Aide I, Mayor's Aide II, Mayor's Aide III, Court Administrator, Judge and Presiding Judge are to be considered in the managerial or exempt class of positions with no standard hours of work. The individuals employed in such position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. The hereinabove position titles of Executive Secretary, Office of the Mayor and Personal Secretary, Office of the Mayor are to be considered as in the "confidential employee" class of positions with no official standard hours of work. Notwithstanding the nominal standard hours of work, the individuals employed in these positions shall be responsible to complete their assigned duties and shall not be entitled to overtime or compensatory time.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and ordinance entitled, "An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977 as amended and supplemented. (To adjust salaries of President, Municipal Council and Councilman).
(4½% increase for year 1989. Fiscal Impact-\$14,759.14)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977, as amended and supplemented, be amended to adjust the salaries of President, Municipal Council and Councilman, as follows, to wit:

<u>POSITIONS</u>		<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
President, Municipal Council 1380	1	1/1/89	\$41,497.56	\$41,497.56
Councilman 1381	8	1/1/89	\$37,655.19	\$37,655.19

Section 2. All prior ordinances or parts of prior ordinances which relate to the above positions, titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

No: Councilman Rice.

President Martinez: The yeses are seven and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 14, 1988

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977, and amendments thereto (To adjust salary for Corporation Counsel). (4½% increase for year 1989. Fiscal Impact-\$2,797.34)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Law, and establishing salaries therefor," adopted May 4, 1977 (6S&Fg) and amendments thereto, be and the same is hereby amended to adjust the salary for Corporation Counsel, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Corporation Counsel 1377	1/1/89	\$64,960.56	\$64,960.56

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended. (To adjust the salary of Director, Department of Finance).

(4½% increase for year 1989. Fiscal Impact-\$2,797.34).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Finance, an establishing salaries therefor," (6S&Fh) adopted May 4, 1977 as amended, be and the same is hereby amended to adjust the salary of Director, Department of Finance, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of Finance 1545	1/1/89	\$64,960.56	\$64,960.56

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 14, 1988

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended. (to adjust the salary of Director, Department of General Services)."
(4½% increase for 1989. Fiscal Impact-\$2,797.34)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 and amendments thereto, be and the same is hereby amended to adjust the salary of Director, Department of General Services, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of General Services A311	1/1/89	\$ 64,960.56	\$ 64,960.56

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To adjust the salaries for Director, Police Department and Police Chief).

(4½% increase for year 1989. Fiscal Impact-\$5,502.17)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Police and establishing salaries therefor," (6S&F-K) adopted May 4, 1977 and amendments thereto, be amended to adjust the salaries, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of Police A313	1/1/89	\$64,960.56	\$64,960.56
Police Chief 2719	1/1/89	\$62,812.08	\$62,812.08

SECTION 2. The hereinabove noted positions are to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977 and amendment thereto. (To adjust the salary of Director, Department of Fire).

(4½% increase for year 1989. Fiscal Impact-\$2,797.34)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Fire, and establishing salaries therefor," (6S&FL) adopted May 4, 1977 and amendments thereto, be amended to adjust the salary of Director, Department of Fire, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of Fire 1575	1/1/89	\$64,960.56	\$64,960.56

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended. (To adjust the salary of Director, Department of Engineering).

(4½% increase for year 1989. Fiscal Impact-\$2,797.34)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Engineering and establishing salaries therefor," adopted May 4, 1977 (6S&FN) and amendments thereto, be and the same is hereby amended to adjust the salary of Director, Department of Engineering, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of Engineering A312	1/1/89	\$ 64,960.56	\$ 64,960.56

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986, as amended. (To adjust the salary of Director, Department of Health and Human Services).

(4½% increase for year 1989. Fiscal Impact-\$2,797.34)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Health and Human Services," (6S&FX) adopted July 16, 1986, as amended, be and the same is hereby amended to adjust the salary of Director, Department of Health and Human Services, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of Health and Human Services A326	1/1/89	\$64,960.56	\$64,960.56

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6-S & F-ba) adopted July 16, 1986, as amended. (To adjust the salary of Director, Department of Land Use Control). (4½% increase for year 1989. Fiscal Impact-\$2,797.34)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Land Use Control", (6S&Fba) adopted July 16, 1986, as amended, be and the same is hereby amended to adjust the salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of Land Use Control A234	1/1/89	\$ 64,960.56	\$ 64,960.56

SECTION 2: The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-u.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development," (6-S & F-z) adopted July 16, 1986, as amended. (To adjust the salary of Director, Department of Development).
~~(4% increase for year 1989. Fiscal Impact-\$2,797.34)~~

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Development," (6S&Fz) adopted July 16, 1986, as amended, be and the same is hereby amended to adjust the salary of Director, Department of Development, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of Development A300	1/1/89	\$ 64,960.56	\$ 64,960.56

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-v.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6-S & F-ba) adopted July 16, 1986, as amended. (To adjust the salary of Tax Assessor).

(4½% increase for year 1989. Fiscal Impact-\$2,028.58)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Land Use Control", (6S&Fba) adopted July 16, 1986, as amended, be and the same is hereby amended to adjust the salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Tax Assessor 4120	1/1/89	\$ 38,755.85	\$ 47,108.05

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-w.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance to amend and supplement Title 8, Businesses and Occupations, to create a Chapter 27, Ice Cream Vendors, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, and to add a section requiring the installation of a fence around the perimeter of the ice cream vending facility and to require security guards during certain hours.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing closed)

A motion to table the ordinance since same was replaced by Ordinance 6-F-q on this Agenda was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

At this time Councilman Payne, through the Chair, acknowledged the presence of Ms. Delores Battle, Freeholder - District 2, and Queenie James, Vice Chairperson Southward Democratic Organization who were present in the audience.

HEARINGS OF CITIZENS.

6-HC-a. **MR. BILL MAKLIN, 15 BALDWIN AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to supporting whomever the Members of the Council appoints to fill the South Ward Councilman's seat and congratulated Councilman Payne and wished him success in his new endeavor.

6-HC-b. **MR. WILBURT KORNEGAY, 838 SOUTH 15TH STREET, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to 549 Clinton Avenue which is an abandoned building in tremendous disrepair, the possibility of having it demolished immediately and the intolerable drug situation existing in the City.

Councilman Tucker requested, through the Chair that the City Clerk be directed to forward a verbatim transcript of Mr. Kornegay's remarks to the appropriate departments.

Councilman Grant indicated the City Clerk's staff had researched this matter and the building had been dedicated for rehabilitation by the Black Churchman's Association for low and moderate income residents.

6-HC-c. **MS. YVONNE LEONARD, 849 SOUTH 13TH STREET, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to requesting the Municipal Council to appoint Mr. Wilburt Kornegay to fill the South Ward Councilman seat.

Ms. Leonard submitted to the Municipal Council a petition consisting of names of persons requesting that Mr. Wilburt Kornegay be considered as an appointment to fill the South Ward Councilman's seat.

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6-HC-d.

MR. JAMIL HUTCHINS, 555 CLINTON AVENUE, NEWARK, NEW JERSEY addressed the Member of the Municipal Council with respect to the abandoned building at 549 Clinton Avenue which is located next to his building. He noted the building is in such disrepair that it is causing damage to his building. He requested the Municipal Council's help in trying to resolve this situation.

Councilman Grant, through the chair, requested that the City Clerk forward whatever information is available with respect to 549 Clinton Avenue to the speaker.

6-HC-e.

MS. BESSIE M. THOMAS, 863 SOUTH 13TH STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council requesting them to consider appointing Mr. Wilburt Kornegay to fill the vacated seat of South Ward Councilman.

6-HC-f.

MRS. WANDA J. SNYDER, 17 DEMAREST STREET, NEWARK, NEW JERSEY. Ms. Snyder's daughter advised the Members of the Municipal Council that her mother was called out of town and was unable to address the Municipal Council. The speaker requested Members of the Municipal Council to allow her to speak on behalf of her mother.

President Martinez advised Ms. Snyder that she would be permitted to speak.

Ms. Snyder advised the Council of her mother's support of Mr. Wilburt Kornegay to fill the vacated seat of South Ward Councilman.

A motion to consider Mr. Harold Edwards to be heard under "Hearings of Citizens" was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

6-HC-g.

MR. HAROLD EDWARDS, 114 WEEQUAHIC AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council requesting them to consider appointing Mr. Donald Bradley to fill the vacancy of South Ward Councilman.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

This resolution was considered after Resolution 7-R-e.

7-R-a.

Resolution authorizing Mayor and Director of Engineering to execute contract with Construction Control Services Corporation, 16 east 42nd Street, New York, New York 10017, for development and delivery of contract documents for utilization with architectural/engineering firms, general contractors and consultants, for total sum of \$22,700.; to be completed by April 30, 1989. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)). (Copy of resolution and correspondence submitted to each Member of the Council) (Director of Engineering Zach met with the Council, December 13, 1988)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

December 14, 1988

- 7-R-b. **Resolution approving Tax Abatement Application and Financial Agreement for I.T.P. Urban Renewal Associates II, Phase III, for proposed construction of transportation related facility comprising three buildings and associated parking areas and site improvements, located at rear 436-478 Wilson Avenue, 582-598 Delancy Street and 548-580 Delancy Street, (Block 5046, Lot 37 and portion of Lots 36 and 39 merged and sub-divided into 38.02); granting exemption from taxation on improvements for period of 15 years from date of issuance of a Certificate of Occupancy, pursuant to N.J.S.A. 40:55C-65, and only so long as the entity is subject to, and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented; and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

- 7-R-c. **Resolution authorizing Mayor and Director of Health and Human Services to enter into and execute contract with State Department of Human Services to provide Family Day Care Services, for period January 1, 1989 to December 31, 1989; in amount of \$14,152.; does not require expenditures of municipal funds.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch; Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

- 7-R-d. **Resolution authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Third Power Market Development, Inc., to provide information and educational services to residents of Newark, for period January 1, 1989 to June 30, 1989; maximum amount to be paid is \$12,203. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

- 7-R-e. **Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with La Casa de Don Pedro, Inc., for provision of social service support systems to respond to needs of residents of housing units, for period May 1, 1988 to April 30, 1989, in amount of \$25,000.; funds available from H.C.D.A., Year XIV.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

- 7-R-f. **Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute Grant Agreement with New Jersey State Department of Health, Communicable Disease Control Services, to provide high quality medical services for its residents requiring services at the Sexually Transmitted Disease Control Clinic; for period July 1, 1988 through June 30, 1989, in amount of \$202,532., \$328,833.-City matching funds, totalling \$531,365.**

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-g.

Resolution amending Resolution 7-R-f, July 13, 1988, authorizing Finance Director to accept annual gift from University of Medicine and Dentistry for purpose of funding salary of one Social Caseworker who shall review and screen applicants for City General Assistant at hospital, in sum of \$16,748., including salary and benefits commencing June 1, 1988, by changing salary supplementation for 1988 and 1989 (commencing June 1, 1988 and ending May 31, 1989, to \$29,195.75; all other provisions will remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-h.

Resolution authorizing Director of Engineering to execute Contract 86-21, Valley Road Metering/Rechlorination Station Rehabilitation and Improvements, with Maple Construction Co., Inc., 10 Maple Way, Mountain Lakes, New Jersey 07046, lowest responsible bid submitted, for total sum of \$642,760.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$8,400.; funds provided by Ordinance 6-S & F-q, June 24, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-i.

Resolution authorizing Director of Engineering to execute Contract 86-20, Cedar Grove Reservoir Complex Rehabilitation and Improvements, with Spiniello Construction Co., 35 Airport Road, Morristown, New Jersey 07960, lowest responsible bid submitted, for total sum of \$3,130,000.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$8,400.; funds provided by Ordinance 6-S & F-q, June 24, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-j.

Resolution authorizing Director of Engineering to execute contract with Killam Associates, 27 Bleeker Street, Millburn, New Jersey 07041, for professional services for preparation of plans and specifications and supervision of construction for repair of 24" water main, for fee not to exceed \$61,000.; funds provided in 1988 Division of Water/Sewer Utility Budget. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).

(Water main located in and adjacent to Weequahic Park, crossing below railroad tracks and Route 22 in concrete tunnel)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

December 14, 1988

7-R-k.

Resolution ratifying action taken by Mayor and Director of Engineering to secure services of A. G. Mazzocchi, Inc., based upon lowest responsible proposal submitted, for demolition of 448 South Orange Avenue, pursuant to N.J.S.A. 40A:11-6; further authorizing Mayor and Director of Engineering to render payment, after demolition has been completed, to A. G. Mazzocchi, Inc., 10 Orchard Street, Madison, New Jersey 07940, for total amount of \$20,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-l.

Resolution confirming action taken by Mayor and Director of Engineering to secure services of LaFera Contracting Company, based upon lowest responsible proposal submitted, pursuant to N.J.S.A. 40A:11-6; further authorizing Mayor and Director of Engineering to execute contract with LaFera Contracting Company, 149-153 Verona Avenue, Newark, New Jersey 07104, for emergency repair to 12" tile sewer on Avenue C and Astor Street, for lump sum of \$50,825.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-m.

Resolution ratifying and authorizing Business Administrator to enter into contract with B Way Moving & Storage, 9 Freedom Place, Jersey City, New Jersey 07305, only responsible bid received, to provide Moving Services for various City Departments, for period December 1, 1988 to November 30, 1989; contract shall not exceed \$100,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-n.

Resolution ratifying and authorizing Business Administrator to enter into contract with 9 Contractors, determined to be lowest responsible bids, to Provide Salt and or Grit Spreading and Snow Plowing, for period November 1, 1988 to May 15, 1989; contract shall not exceed \$1,500,000. (Contracts limited to maximum payment per hour in accordance with Rate Schedules) (A & A Automotive Maintenance Co., A & A Enterprises, Inc., F. Basso Jr., Rubbish Removal Serv., Donna Salting, G.L. Salt Spreading Co., Grafton Construction Co., Newark Salt Spreading & Plowing Co., Inc., Standard Concrete Block and Supply Co., Inc., Virotech Systems, Inc.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-o.

Resolution authorizing Corporation Counsel to file petitions of appeals with Essex County Board of Taxation and with County Boards of Taxations of various counties in which City of Newark property is located; further authorizing Corporation Counsel to file direct appeal with Tax Court and to appeal any decision of the Essex County Board of Taxation, or of any County Board of Taxations of a county in which City property is located; further ratifying and affirming any appeal filed by Corporation Counsel with Essex County Board of Taxation, County Boards of Taxation of any county in which its property is located and Tax Court of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-p.

Resolution authorizing Director of Development to execute Subordination Agreement requested by Valley National Bank as a condition for granting mortgage to Deal Gardens Inc., to purchase premises 25 Van Velsor Place; City is required to subordinate all of its rights, title and interest pursuant to its mortgage to the lien and interest of the Bank's proposed senior mortgage. (Glendajo Realty Co., Inc. defaulted on Mortgage Note and Subordinate Mortgage on 25 Van Velsor Place, and the City of Newark, Department of Development as successor-in-interest exercised its Right of Acceleration against Glendajo Realty Co., Inc. and received money judgement in amount of \$106,395.63)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-q.

Resolution authorizing Director of Finance to issue check in amount of \$1,000. payable to Brenda E. Howard, 51 Mead Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; filed suit in Special Civil Part of Superior Court for damages done to her car by City sanitation truck.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-r.

Resolution authorizing Director of Finance to issue check in amount of \$500. payable to John H. Anstiss, 1 Cliff Street, West Orange, New Jersey 07052, upon receipt of all documents deemed necessary by Corporation Counsel; Mr. Anstiss filed suit in Special Civil Part of Superior Court for damages done to his Peugeot by fire apparatus.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-s.

Resolution authorizing Director of Finance to issue check in amount of \$1,462.16 payable to Anthony Dellaguzzo and Bendit, Weinstock & Sharbaugh, his attorneys, upon receipt of all documents deemed necessary by Corporation Counsel; further authorizing Corporation Counsel to cancel worker's compensation lien; Mr. Dellaguzzo, Newark police-officer, was involved in accident during course of his employment to which an uninsured motorist benefits would apply; Mr. Dellaguzzo and his attorneys agreed to settle matter in amount of \$6,500.; Insurance Company-\$3,250, City of Newark due credit in amount of \$1,787.84 representing net workers compensation lien.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

December 14, 1988

7-R-t.

Resolution authorizing Director of Finance to issue check in amount of \$7,000. payable to Jose and Fernanda Saldanha and Mitchell Glucksman, their attorney, 17 Academy Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, seeking damages for personal injuries allegedly sustained as result of actions by employees of the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-u.

Resolution authorizing Director of Finance to issue check in amount of \$6,250. payable to Steven Krajewski and Rodino & Rodino, his attorneys, P.O. Box 455, Roseland, New Jersey 07068, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking damages as result of actions by employees of the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-v.

Resolution authorizing Director of Finance to issue check in amount of \$600. payable to Phillip a/k/a/ Philip W. Randolph and Bertha M. Randolph, 260 South 10th Street, Newark, New Jersey 07103, upon receipt of all documents deemed necessary by Corporation Counsel; when Newark Demolition Team was demolishing vacant, vandalized, fire razed city-owned building at 258 South 10th Street, Block 1797, Lot 55, parts of structure broke-off causing damage to adjacent building owned by Philip W. Randolph and Bertha M. Randolph; filed Notice of Claim in amount of \$2,310.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-w.

Resolution authorizing Director of Finance to issue check in amount of \$54. to Hasan H. Syed, for deposit paid on purchase of city-owned property at 153 South 7th Street, Block 1799, Lot 63. (Title Problems)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-x.

Resolution authorizing Director of Finance to issue checks in amounts set forth in Exhibit A to parties indicated for refund of deposits paid on purchase of city-owned properties. (Title Problems)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

December 14, 1988

7-R-y.

Resolution authorizing Director of Finance to issue check in amount of \$5,400. to Hasan H. Syed, for deposit paid on purchase of city-owned property at 153 South 7th Street, Block 1799, Lot 63. (Title Problems)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-z.

Resolution authorizing Director of Finance to issue checks payable to individuals listed on Exhibit A, for deposits paid on purchase of city-owned properties. (Purchaser complied to conditions of sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ba.

Resolution authorizing Director of Finance to issue check in sum of \$27. to Hasan H. Syed, refund of deposit paid on purchase of property located at 153 South 7th Street, Block 1799, Lot 63. (Title problems)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bb.

Resolution approving determination of Central Planning Board that City Tax Block 695, Lots 6, 7 and 8, 679-683 North 7th Street, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended; pursuant to Executive Order PM880022, July 21, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bc.

Resolution approving determination of Central Planning Board that City Tax Block 730, Lots 16 and 18, 642-654 Broadway, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended; pursuant to Executive Order PM880022, July 21, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bd.

Resolution approving determination of Central Planning Board that City Tax Block 682, Lots 25 and 31, 525-533 Mt. Prospect Avenue, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended; pursuant to Executive Order PM880022, July 21, 1988.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-be.

Resolution approving determination of Central Planning Board that City Tax Block 3573, Lots 1-8, 27, 30, 31, 33 and 34, 102-116 Watson Avenue and 476-498 Jelliff Avenue; Block 3576, Lots 1-10, 2, 14, 16, 27 and 34, 420-428 and 44 Peshine Avenue, 122-136 Watson Avenue and 475-497 Jelliff Avenue, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended; pursuant to Executive Order PM880003, January 28, 1988.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bf.

Resolution designating reserved parking area for handicapped motorists on Seymour Avenue, west side, beginning 620 feet north of the northerly curblin of West Runyon Street and extending 25 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bg.

Resolution authorizing Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Women's, Infants and Children's Supplemental Food Program, \$450,000.; item available from New Jersey State Department of Health.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bh.

Resolution authorizing Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Nutrition Project for the Elderly, \$30,917.35; item available from Essex County Department of Citizen Services, Division on Aging.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

December 14, 1988

7-R-bi.

Resolution authorizing transfer of funds from Office of the Mayor and Agencies, Municipal Courts, Salaries and Wages-\$55,000., Services by Contract or Agreement-\$10,000., totalling \$65,000. to Overtime-\$5,000., Equipment-\$60,000., totalling \$65,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bj.

Resolution authorizing transfer of funds from Department of General Services, Division of Parks and Grounds, Salaries and Wages, Personnel Services-\$17,110., Other Expenses, Services by Contract or Agreement-\$20,000., Materials and Supplies-\$13,000., totalling \$50,110. to Other Expenses, Equipment-\$50,110.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bk.

Resolution authorizing transfer of funds from Department of Development, Division of Property Management, Other Expenses, Services by Contract or Agreement-\$24,000., Materials and Supplies-\$50,000., totalling \$74,000. to Other Expenses, Equipment-\$74,000 pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bl.

Resolution authorizing transfer of funds from Police Department, Director's Office, Other Expenses, Materials and Supplies-\$93,000. to Other Expenses, Equipment-\$93,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bm.

Resolution authorizing transfer of funds from Department of Land Use Control, Division of Office of Boards, Services by Contract or Agreement, Other Professional Services-\$6,000. to Regular Salaries and Wages, Secretarial Assistant, Typing-\$6,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

December 14, 1988

7-R-bn.

Resolution authorizing transfer of funds from Department of Land Use Control, Division of Office of Boards, Services by Contract or Agreement, Meal Allowance-\$2,000. to Salaries and Wages, Principal Account Clerk-\$1,200., Other Pay, Overtime-\$800., totalling \$2,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bo.

Resolution authorizing transfer of funds from Department of Land Use Control, Division of Assessments, Services by Contract or Agreement, Statutory Fees and Charges-\$2,500. to Equipment, Office Equipment-\$2,500.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bp.

Resolution authorizing transfer of funds from Office of the Mayor and Agencies, Office of the Mayor, Municipal Courts Department of Administration, Office Services, Department of Engineering, Director's Office, Division of Sewers, Division of Traffic and Signals and Division of Contract Administration, totalling \$179,378. to Office of the Mayor and Agencies, Division of Affirmative Action, Personnel Services-\$33,220., Department of Administration, Division of Central Purchase, Personnel Services-\$6,158., Department of Engineering, Division of Sanitation, Personnel Services-\$140,000., totalling \$179,378.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bq.

Resolution authorizing transfer of funds from Department of Finance, Employees' Retirement System, Services by Contract or Agreement-\$250. to Materials and Supplies-\$250.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-br.

Resolution authorizing transfer of funds from Department of Finance, Office of Tax Abatement and Special Taxes, Salaries and Wages-\$2,000. to Other Pay, Overtime-\$2,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bs.

Resolution authorizing transfer of funds from Department of Health and Human Services, Director's Office, Personnel Services, Salaries and Wages-\$5,650. to Other Expenses, Services by Contract or Agreement-\$1,900., Equipment-\$3,750., totalling \$5,650.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bt.

Resolution authorizing transfer of funds from Department of Health and Human Services, Community Health, Personnel Services-\$78,200., Other Pay-\$9,500., Other Expenses, Materials and Supplies-\$15,000., totalling \$102,700. to Other Expenses, Services by Contract or Agreement-\$54,200., Equipment-\$48,500., totalling \$102,700.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bu.

Resolution authorizing transfer of funds from Department of Finance, Revenue Collections, Services by Contract or Agreement-\$70,000. to Other Pay, Overtime-\$10,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bv.

Resolution authorizing transfer of funds from Police Department, Taxicab Commission, Other Expenses, Services by Contract or Agreement-\$3,000. to Other Expenses, Equipment-\$3,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bw.

Resolution authorizing transfer of funds from Police Department, Director's Office, Other Expenses, Materials and Supplies-\$4,000. to Other Expenses, Equipment-\$4,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bx. Resolution declaring an emergency exists as to an "Ordinance to grant five (5) years of tax exemption for a residential improvement in the form of a conversion of a building into a multiple dwelling erected on premises known as 351-357 Sussex Avenue a/k/a 76-78 North Sixth Street, (Block 1888, Lots 35, 36, 37 and 38) on the Official Tax Map (Year 1988) of the City of Newark, New Jersey," Ordinance 6-Ph, S & F-f, being finally adopted December 14, 1988 and the Ordinance becomes effective immediately upon passage, approval by the Mayor and publication in accordance with the laws of the State of New Jersey.

A motion directing the City Clerk to return the resolution to Administration per request of Corporation Counsel was made by Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-by. Resolution by the Newark Municipal Council implementing salary adjustments for unrepresented staff titles in the Offices of the Municipal Council and City Clerk.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bz. Resolution expressing profound sorrow and regret at the passing of Mrs. Anna Cucci, wife of Mayor Anthony Cucci of Jersey City, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ca-1. Resolution recognizing and commending Reverend Ray A. Francis, Pastor of Saint Thomas Aquinas Church in Newark, on the grand occasion of his 25th anniversary in the priesthood joyously celebrated on December 17, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ca-2. Resolution recognizing and commending Ms. Laverne Morrow, President-Chief Consultant of Emprise Designs Inc., for her outstanding contributions to the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ca-3. Resolution recognizing and commending Our Lady of Fatima Church on the grand occasion of its 30th Anniversary, joyously celebrated on December 10, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cb.
(A.S.)

Resolution ratifying and authorizing Mayor to enter into letter agreement with New Jersey Department of Community Affairs to utilize FY 1989 (July 1, 1988 to June 30, 1989) Supplemental Safe Neighborhoods Program funds in amount of \$1,304,066.08; no local matching funds required.

(20 police officers)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cc.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Youth Development Clinic, Inc., to provide high quality ambulatory health services for Newark residents, for period August 1, 1988 to July 31, 1989, maximum amount of contract is \$39,206.; funds provided in H.C.D.A., Year XIV.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cd.
(A.S.)

Resolution rescinding Resolution 7-R-cr, November 2, 1988, "Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Municipal Tonnage Grant, \$67,891.25; item available from Municipal Tonnage Grant (revenue generated by program operations)" (disapproved by Division of Local Government Services).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ce.
(A.S.)

Resolution expressing profound sorrow and regret at the passing of Reverend Charles E. Young, founder and Pastor of the New Bethel Church.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cf-1.
(A.S.)

Resolution recognizing and commending Sergeant Major Benjamin V. Ricciardi who received the Distinguished Service Cross on October 6, 1988 for his extraordinary heroism during the Vietnam Conflict.

(For action on this resolution, see page 1 in the minutes of this meeting.)

7-R-cf-2.
(A.S.)

Resolution recognizing and commending Mr. Jerry Meola on the occasion of his retirement from the Newark Police Department after 32 years of faithful and dedicated service.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cf-3. Resolution recognizing and commending Reverend Perry Simmons, Pastor of the
(A.S.) Abyssinian Baptist Church, on the occasion of his 6th Pastoral Anniversary.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cf-4. Resolution recognizing and commending Mr. John M. Jackson for his outstanding
(A.S.) contributions to the Newark Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cg. Resolution authorizing City Treasurer to refund \$450. to Louis Usdin Co.,
(A.S.) Inc. of International Way, Newark, New Jersey 07081 for Junk Shop License not issued.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-ch. Resolution requesting Director of Local Government Services to approve insertion
(A.S.) in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, New Jersey State Department of Community Affairs, Neighborhood Preservation Balanced Housing Program, \$907,000.; item available from New Jersey State Department of Community Affairs.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cj. Resolution by the Newark Municipal Council expressing their deep sorrow at
(A.S.) the passing of their beloved colleague, Councilman-At-Large Earl Harris.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cj. Resolution changing effective hours of the exclusive bus lanes on Broad Street
(A.S.) and Market Street established under Title 23, Chapter 4, from 6:00-9:30 a.m. to 6:30-9:00 a.m., and from 4:00-6:30 p.m. to 3:30-5:30 p.m., for a period of ninety (90) days; pursuant to N.J.S.A. 39:4-197.3 of the Revised Statutes of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Carrino, through the Chair, directed the City Clerk to invite appropriate principles to meet with the Council at their pre-meeting conference January 3, 1989 to discuss said resolution.

December 14, 1988

7-R-ck.
(A.S.)

Resolution expressing deep concern and sympathy for those persons who were affected by the devastation caused by the catastrophic earthquake which occurred on December 7, 1988, in Soviet Armenia.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cl.
(A.S.)

Resolution authorizing Mayor and Director of Development to enter into grant agreement with United States Department of Housing and Urban Development to accept and implement UDAG Grant in amount of \$2,500,000. to provide through the NEDC Financial Management Corp. (NEDC) a subordinated second mortgage loan to GKC Newark Urban Renewal Corporation to be used to construct a 142,150 square foot shopping center located at 75-163 Irvine Turner Boulevard.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cm.
(A.S.)

Resolution authorizing Mayor and Director of Development to enter into agreement with NEDC Financial Management Corporation and GKC Newark Urban Renewal Corporation (GKC) for purpose of transferring grant funds in amount of \$2,500,000. to NEDC Financial Management Corporation; contingent upon receipt of grant funds from Department of Housing and Urban Development, for purpose of making loan to GKC to partially fund construction of 142,150 square foot shopping center. (7-163 Irvine Turner Boulevard)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cn.
(A.S.)

Resolution amending Resolution 7-R-cv (A.S.), September 21, 1988, establishing formula to be used by Tax Abatement Committee to review tax abatement applications; by changing annual service charge to be paid to City on percentage of purchase or sales price for all residential condominium units to 1.0% for units priced under \$50,000.; 1.5% for units priced from \$50,001.-\$115,000.; 2.0% for units priced from \$115,001.-\$200,000.; 2.25% for units priced over \$200,001.-\$300,000.; 2.5% for units priced over \$300,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-co.
(A.S.)

Resolution designating Appraisal Consultants, Inc. Robert W. Hendricks Inc. and Carlton W. Coelho; further, authorizing Mayor and Director of Development to execute and enter into contract with Appraisal Consultants, Inc. in amount of \$8,750., Robert W. Hendricks, Inc. in amount of \$13,000. and Carlton W. Coelho in amount of \$13,000., for purpose of providing appraisal services for Victory Gardens Redevelopment Project. (Bergen Street; Muhammad Ali Avenue; Magnolia Street; 18th Avenue; Winans Avenue and Kipp Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cp.
(A.S.)

Resolution amending Resolution 7-R-bm, August 5, 1987, contract known as Regional Contribution Agreement with Municipalities of Passaic, Roseland and Denville for the purpose of providing funding for the construction of 24 low and moderate income units as identified on Exhibit A, does not require expenditure of any Municipal funds; by making certain changes in agreement with Township of Denville in order that payment to Newark be approved by Council on Affordable Housing (COAH).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

7-R-cq.
(A.S.)

Resolution authorizing transfer of funds from various Departments and Agencies, totalling \$1,823,013. to Division of Sanitation, Other Expenses, Services by Contract or Agreement-\$1,820,434., Department of Land Use Control, Assessment, Salaries and Wages, Personnel Services-\$971., Division of City Planning, Salaries and Wages, Personnel Services-\$1,608., totalling-\$1,823,013.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

7-R-cr.
(A.S.)

Resolution accepting \$553,000., as settlement in full taxes, assessments and other municipal charges, not including water and sewer due, plus principal interest and penalties, as Block 2514 and 2586, Lot 1, 26-56 Muhammad Ali Avenue; said sum to be paid to Tax Collector no later than 60 days from date of adoption of this resolution; further attorney for High Park Terrace shall execute and forward Stipulation of Dismissal of all Complaint and Answer in regard to subject project including but not limited to in rem foreclosure action; if conditions not satisfied, Corporation Counsel or one of his Assistants shall submit Consent Judgement for foreclosure to Superior Court for entry against subject premises, but if payment in sum of \$553,000. and cost of appraisals is made than Tax Collector shall cancel all taxes, assessments and other municipal charges, including penalties and interest; further, Water Department to cancel all water and sewer liens and charges against said property up to and including the date of adoption of this resolution.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

7-R-cs.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter and execute contract with Daniel E. Williams, Ph.D., P.A., for provision of medical services to homeless individuals and families for period December 1, 1988 to May 31, 1989, for sum of \$19,030.; funds provided by United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

7-R-ct.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter and execute contract with Kevin Holder, M.D., for provision of medical services to homeless individuals and families for period December 1, 1988 to May 31, 1989, for sum of \$6,003.78.; funds provided by United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

7-R-cu.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter and execute contract with Olga Sheehy Quintana, M.D., for provision of medical services to homeless individuals and families for period December 1, 1988 to May 31, 1989, for sum of \$10,474.68; funds provided by United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

7-R-cv.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter and execute contract with Forest Hill Family Health Associates, P.A., Thomas R. Ortiz, M.D., Medical Director, for provision of medical services to homeless individuals and families for period December 1, 1988 to May 19, 1989, for sum of \$25,210.48; funds provided by United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

7-R-cw.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Alfred C. Gaymon, M.D., for provision of medical services to homeless individuals and families for period December 1, 1988 to May 31, 1989, for sum of \$10,474.68; funds provided by United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

7-R-cx.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Sandra A. Jenkins, R.N., for provision of medical services to homeless individuals and families for period December 1, 1988 to May 31, 1989, for sum of \$5,719.50; funds provided by United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

7-R-cy.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Ivor Carlisle, R.N., for provision of medical services to homeless individuals and families for period December 1, 1988 to May 31, 1989, for sum of \$4,557.; funds provided by United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

- 7-R-cz.
(A.S.) Resolution supporting the request of the New Community Sussex Housing Corporation for a 5 year tax exemption on premises 351-357 Sussex Avenue a/k/a 76-78 North Sixth Street (Block 1888, Lots 35, 36, 37 & 38); further, urging the Tax Assessor to review subject application and submit his recommendations and approval.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

MOTIONS.

- 7-M-a. A MOTION ENCOURAGING THE NEWARK HOUSING AUTHORITY TO PURCHASE THE NEWLY CONSTRUCTED HOUSES DEVELOPED BY THE TRINITY UMC HOUSING, INC. IN ORDER TO PROVIDE LOW INCOME HOUSING FOR NEWARK RESIDENTS was made by Councilman Carrino, seconded by President Martinez and declared adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-b. A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, DIRECTOR OF DEVELOPMENT LUCAS, DR. DANIEL BLUE, ASSISTANT DIRECTOR, NEWARK HOUSING AUTHORITY, AND MS. MILDRED HELMS, TRINITY UMC HOUSING INC. TO MEET WITH THE MEMBERS OF THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-c. A MOTION SUPPORTING THE RETENTION OF THE STAFF OF THE LATE COUNCILMAN EARL HARRIS was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-d-1. A MOTION CONGRATULATING THE COACHES, PLAYERS AND CHEERLEADERS OF THE 1988 SOUTH WARD GOLDEN EAGLES FOR SUCCESSFULLY CAPTURING THE NEWARK POP WARNER FOOTBALL LEAGUE'S JUNIOR MIDGET LEAGUE CHAMPIONSHIP was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-d-2. A MOTION CONGRATULATING THE COACHES, PLAYERS AND CHEERLEADERS OF THE 1988 SOUTH WARD GOLDEN EAGLES FOR SUCCESSFULLY CAPTURING THE NEWARK POP WARNER FOOTBALL LEAGUE'S JUNIOR BANTAM DIVISION AND LEAGUE CHAMPIONSHIP was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-e. A MOTION DIRECTING THE CITY CLERK TO PREPARE AN ORDINANCE FOR THE JANUARY 4, 1989, REGULAR MEETING OF THE MUNICIPAL COUNCIL DESIGNATING THE MUNICIPAL BUILDING AT 394 UNIVERSITY AVENUE AS THE "EARL L. HARRIS, SR. HUMAN SERVICES BUILDING" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-f. A MOTION REQUESTING THE DIVISION OF MOTOR VEHICLES TO ENTERTAIN THE FEASIBILITY OF REQUIRING MANDATORY DRUG TESTS FOR NEW DRIVER LICENSE APPLICANTS WITH A MINIMUM THREE (3) YEAR REVOCATION OR SUSPENSION PERIOD FOR THOSE NEW APPLICANTS WHO TEST POSITIVE FOR ILLEGAL DRUG USE was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-M-g.

A MOTION CONGRATULATING THE COACHES, PLAYERS AND CHEERLEADERS OF THE 1988 CENTRAL WARD COUGARS FOR SUCCESSFULLY CAPTURING THE NEWARK POP WARNER FOOTBALL LEAGUE'S JUNIOR MIDGET DIVISION CHAMPIONSHIP was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez
Absent During Roll Call: Councilman Carrino.

7-M-h.

A MOTION APPLAUDING THOSE STAFF MEMBERS FROM THE MUNICIPAL COUNCIL AND OFFICE OF THE CITY CLERK FOR THE EXCEPTIONAL JOB THEY DID AT THE 1988 NEWARK DAY PROGRAM HELD IN ATLANTIC CITY, NEW JERSEY AT THE NEW JERSEY LEAGUE OF MUNICIPALITIES CONVENTION AND AT THE NATIONAL LEAGUE OF CITIES IN BOSTON, MASSACHUSETTS, AND FURTHER COMMENDING DIRECTOR OF ENGINEERING ZACH FOR HIS PARTICIPATION ON THE PANEL DEALING WITH ENERGY AND NATURAL RESOURCES was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-M-i.

A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MR. FRANK D' ASCENSIO was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

7-M-j.

A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO THE REVEREND ARTHUR W. JONES was made by Councilman Grant seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

This motion was considered after ratification of Bingo and Raffle Licenses.

7-M-k.

A MOTION ACKNOWLEDGING ALL PERSONS INVOLVED IN THE RENDERING OF THE FINAL RITES AND SERVICES FOR THE LATE HONORABLE EARL HARRIS was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received November 30, 1988, enclosing proposed "Ordinance approving the sale of premises commonly known as 1128 Broad Street, a/k/a Block 901, Lot 42, 1130 Broad Street, a/k/a Block 901, Lot 41, 28 Gillette Place, a/k/a Block 2817, Lot 37 and 26 Gillette Place, a/k/a Block 2817, Lot 39, pursuant to the provisions of N.J.S.A. 40A:12-13(B)(1) to Essex County College."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 4, 1989 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received December 1, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the titles and salary ranges of Court Attendant and Interpreter and Court Attendant and Interpreter, Bilingual in Spanish and English in the Municipal Courts)."

(Court Attendant and Interpreter
(35 Hours) 1/1/89 \$16,261.01 - \$19,113.73

(Court Attendant and Interpreter,
Bilingual in Spanish and English
(35 Hours)) 1/1/89 16,261.01 - 19,113.73

(Titles replacing 3 Court Attendant positions in Municipal Courts. Old title is a common title. Represented by Newark Council 21, Civil Service Association. Fiscal impact will result in considerable savings to City.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 4, 1989 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received December 1, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title of Program Monitor in the Office of the Mayor)."

(Program Monitor 1 1/1/88 \$21,356.42 - \$25,642.76
(35 Hours))

(Creating title in Office of Mayor replacing one vacant Affirmative Action Specialist. Old title is a common title. Represented by Newark Council 21, Civil Service Association. Salary is lower than previous title so will be a cost savings to the City.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 4, 1989 Agenda of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received December 5, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Development' (6-S & F-z), adopted July 16, 1986 as amended and supplemented (To create certain position titles in the Department of Development)."

(13 Titles)

(Transferring titles to Department of Development to complete transfer of Division of City Planning from Land Use Control to Development. Funds transferred from Department of Land Use Control to Department of Development.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 4, 1989 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

December 14, 1988

8-e.

The City Clerk presented Communication from Acting Business Administrator Grant, received December 5, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h), adopted May 4, 1977, as amended and supplemented (To create the title of Principal Cashier, Typing in the Department of Finance)."

(Principal Cashier, Typing 3 \$15,557.75 - \$18,272.57
(35 Hours))

(Creating title to properly classify duties being performed. Represented by Newark Council 21, Civil Service Association. No change in salary.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 4, 1989 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

8-f.

The City Clerk presented Communication from Acting Business Administrator Grant, received December 5, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x), adopted July 16, 1986 as amended and supplemented (To create the title of Senior Field Representative, Health Education and to abolish the titles of Senior Field Representative and Field Representative, Division of Health in the Department of Health and Human Services)."

(Senior Field Representative 1 \$16,711.34 - \$19,649.13
Health Education
(35 Hours))

(Creating new title and abolishing old due to New Jersey Department of Personnel reclassification. Old title no longer an approved title. Represented by Newark Council 21, Civil Service Association. No salary change.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 4, 1989 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

8-g.

The City Clerk presented Communication from Acting Business Administrator Grant, received December 5, 1988, enclosing proposed "Ordinance to amend Title 2, Administration, Chapter 14, Personnel Practice and Policies, Section 5, Annual Vacation Leave of Subparagraph (a)(2), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To delete and include certain titles from provision)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 4, 1989 Agenda of the Municipal Council for first reading; further directing the City Clerk to invite Business Administrator Monteilh and Corporation Counsel Grant to meet with the Council at their pre-meeting conference January 3, 1989, was made by President Martinez, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

8-h.

The City Clerk presented Proposed "Ordinance amending Title 2, Administration, Chapter 15, Council Rules, Section 1, Rule XXIII, Nominations and actions thereon, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To require nominee's name, home address and occupation)."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 4, 1989 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Petitions.

None.

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PENDING BUSINESS ON THE AGENDA.

- 9-a. Communication from Acting Business Administrator Grant, received October 27, 1988, enclosing proposed "Ordinance amending Title 2 of Administration, Chapter 2, Office of the Mayor and Agencies of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By establishing the Mayor's Commission on Sister Cities)."
- (Copy of ordinance and correspondence submitted to each Member of the Council)
(Deputy Mayor Guarino met with Council, November 30, 1988)

(For action on this item, see Ordinance 6-F-r on page 8 in the minutes of this meeting.)

- 9-b. Communication from His Honor, Mayor Sharpe James, received October 6, 1988, appointing, subject to confirmation, Bernie Gouss, Tru Home Sales, 321, 16th Avenue, Newark, New Jersey, to serve as a Member of the Senior Citizen Commission, for term commencing upon confirmation and ending November 30, 1990.
- (Copy of communication submitted to each Member of the Council)
(Mr. Gouss met with Council, December 13, 1988)

A motion to confirm the nomination of Mr. Bernie Gouss to serve as a member of the Senior Citizen Commission, was made by President Martinez, seconded by Councilman Grant.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
Not Voting: Councilman Tucker.

President Martinez: This nomination is confirmed.

- 9-c. Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977 and amendments thereto, (To create the title of Supervisor of Data Processing Operations in the Department of Administration.)"
- DOO 12/1/88
(Supervisor of Data Processing (1) \$31,081.35 - \$37,462.50
Operations
(35 hours))
(Creating new title in Department of Administration. Title has been included in proposed 1989 operating budget. Represented by Newark Council 21, Civil Service Association. Fiscal impact approximately \$31,000.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 4, 1989 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

December 14, 1988

9-d.

Communication from Business Administrator Monteilh, received November 18, 1988, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control', (6-S & F-ba) adopted July 16, 1986 as amended and supplemented. (To create the title of Attorney, Rent Control Board, part time in the Department of Land Use Control)."

(Attorney, Rent Control Board (1) \$15,000.
(Part-time))

(Part-time position in Land Use Control for Rent Control Board. Not represented by any bargaining unit. Fiscal impact in 1989 will be \$15,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Corporation Counsel Grant to meet with the Council at their pre-meeting conference January 3, 1989, was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Petitions.

None.

Councilman Branch stated his opinion on enforcing policy for speakers to be heard under "Hearings of Citizens."

Councilman Payne commended those persons involved in decorating the Council Chambers for the Christmas holiday.

NEW BUSINESS ON THE AGENDA.

None.

President Martinez directed the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, Finance Director Jean, and Tax Collector Joseph to meet with the Council at a future special conference to discuss Tax delinquency, penalties and interest within the City of Newark.

Councilman Grant, through the Chair, directed the City Clerk to correspond with Police Director Coleman requesting a status report of the number of auto thefts within the City of Newark.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from November 18, 1988 to December 5, 1988:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Auxiliary of Foundation for Servicing Children and Young Adults with Learning Disabilities of New Jersey Inc.	10003
Immaculate Conception Church	10004
Babyland Nursery Inc.	10005
Hillside Auxiliary of Foundation for Servicing Children and Young Adults with Learning Disabilities of New Jersey, Inc.	10006
Greater Morris Area Auxiliary of Foundation for Servicing Children and Young Adults with Learning Disabilities of New Jersey Inc.	10007
Ms. Civic Association	10009
Ms. Civic Association	10010
Ms. Civic Association	10011
Babyland Nursery Inc.	10012
Residents for Community Action	10015

RAFFLE LICENSES


<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Holy Name Society, Sacred Heart Church, Vailsburg	9984
Ironbound Interparochial Elementary School Home School Association	10001
Bronze Shields, Inc.	10008
Saint Cecilia Rosary Society	10013
The National Sorority of Phi Delta Kappa Inc.	10014

ADJOURNMENT.

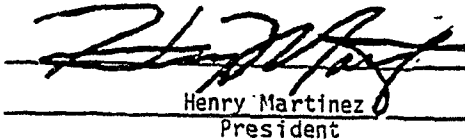
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

This meeting adjourned at 10:35 P. M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President



December 20, 1988

RESOLUTIONS.

7-R-a. (S)

Resolution appointing Gary Harris to serve as Councilman-At-Large pursuant to the Statute.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilman Branch, Carrino, Grant, Villani, President Martinez.
Absent During Roll Call: Councilmen Payne, Rice, Tucker.

A motion was made by Councilman Carrino to have another roll call for appointing Gary Harris as Councilman-At-Large by acclamation, seconded by Councilman Grant.

President Martinez stated that Councilmen Payne, Rice and Tucker left the meeting.

The motion was declared adopted by the following votes:
Yes: Councilman Branch, Carrino, Grant, Villani, President Martinez.
Absent During Roll Call: Councilmen Payne, Rice, Tucker.

7-R-b. (S)

Resolution authorizing Mayor and Director of Development to accept grant on behalf of New Community Corporation's/New Community Roseville Gardens from New Jersey Department of Community Affairs in amount of \$639,614. for 31 rental units for low income families. (351-357 Sussex Avenue)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Villani, President Martinez.
Absent During Roll Call: Councilmen Payne, Rice, Tucker.

7-R-c. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Unclassified Purposes, Special Item of Appropriation, New Jersey State Department of Community Affairs/Neighborhood Preservation Balanced Housing Program, \$639,614.; item available from New Jersey State Department of Community Affairs.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Villani, President Martinez.
Absent During Roll Call: Councilmen Payne, Rice, Tucker.

COMMUNICATIONS.

8-a. (S) Proposed, "Ordinance amending Ordinance 6-S & F-j, July 13, 1988, 'Ordinance approving the Redevelopment Plan and the feasibility of Relocation for City Tax Block 138, Lot 1 and City Tax Block 139, Lot 1 (Bellemead-Seton Hall)."
(Permit the reconfiguration of Bellemead-Seton Hall's proposed office structure for a more suitable design)

With respect to this legislation, a letter has been received requesting that it be withdrawn from this meeting.



December 20, 1988

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ADJOURNMENT.

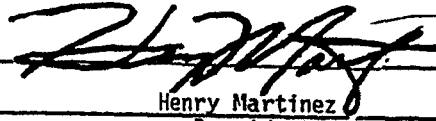
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Villani, President Martinez.
Absent During Roll Call: Councilmen Payne, Rice, Tucker.

This meeting adjourned at 1:30 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

After the adjournment of the Special Meeting, Gary Harris was sworn in as Councilman-at-Large by City Clerk Robert P. Marasco.



Newark, New Jersey, December 29, 1988

The year end meeting of the Municipal Council of the City of Newark, New Jersey, scheduled to close out the City's business for the year 1988, was held on the above date, in the Council Chamber, City Hall, Newark, New Jersey, at 1:27 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Carrino, Payne.

(Councilman Carrino arrived at 1:29 P.M.)

(Councilman Payne arrived at 1:30 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 11, 1987, the schedule of regular meetings and conferences of the Newark Municipal Council."

A motion to permit New Jersey Network News to televise Congressman-Elect Payne's farewell council meeting was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.
Absent: Councilmen Carrino, Payne.

RESOLUTIONS.

- 7-R-a. Resolution establishing the pre-meeting conferences, regular meetings and special conferences of the Newark Municipal Council for the Year 1989.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.
Absent: Councilmen Carrino, Payne.

- 7-R-b. Resolution appropriating \$81,899,794., as Temporary Appropriations prior to adoption of 1988 Operating Budget of the City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.
Absent: Councilmen Carrino, Payne.

- 7-R-c. Resolution establishing Temporary Appropriation for Municipal Debt Service-\$9,638,000.; School Debt Service-\$14,077,000. and Dedicated Revenue-Division o Water Utility Debt Service-\$7,986,000.; totalling \$31,701,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,
President Martinez.
Absent: Councilmen Carrino, Payne.

December 29, 1988

- 7-R-d. Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$3,853,530.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Payne.

- 7-R-e. Resolution cancelling all or part of unencumbered balances for 1988 for Current Fund including Federal, State and other grants.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Payne.

- 7-R-f. Resolution cancelling all or part of unencumbered balances for 1988 Water Utility Funds.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Payne.

- 7-R-g. Resolution approving Tax Abatement Application and Financial Agreement for Villa Teresa Urban Renewal, Inc., for construction of a condominium project which consists of 12 new residential condominium units framed on block and slab foundation with stucco and vinyl siding at 485-489 Broadway, Block 619, Lots 15, 16, and 17; for a period of thirty (30) years from date of issuance of a Certificate of Occupancy; pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution to comply with the amended formula for residential condominiums, Resolution (7-R-cn (A.S.) December 18, 1988) was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Payne.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Payne.

After resolution 7-R-j, Councilman Carrino requested that his vote be recorded in the affirmative and the seconder of the motion.

A motion to amend the resolution to comply with the amended formula for residential condominiums, Resolution (7-R-cn (A.S.) December 18, 1988) was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Payne.

December 29, 1988

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-h.

Resolution approving Tax Abatement Application and Financial Agreement for C&A Urban Renewal Corporation, for construction of a neighborhood convenience store, with nine parking spaces including one for handicapped parking at 427-429 Bergen Street, 323-333 18th Avenue and 72-74 Magnolia Street, Lots 1, 3, 4, 5, and 7, Block 2605; for a period of fifteen (15) years from date of issuance of a Certificate of Occupancy; pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

7-R-i.

Resolution approving Tax Abatement Application and Financial Agreement for University Shopping Plaza Urban Renewal Corporation, for the approval of a plan for construction of a commercial project which consists of construction of a retail development project of 54,000 square feet (approximately 31 stores shall be constructed and rented) at 186-208 West Market Street, Block 420, Lot 1.01; for a period of fifteen (15) years from date of issuance of a Certificate of Occupancy; pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution to comply with the current policy for commercial projects which provides for the annual service charge to be calculated at 2% of total project costs for the first five (5) years and at 15% of annual gross revenues for the remaining ten (10) years; further correcting the total project costs was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

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- 7-R-i-1. Resolution approving Tax Abatement Application and Financial Agreement for New Community Sussex Housing Corporation, a Non-profit Corporation of New Jersey, for rehabilitation of an apartment house located at 351-357 Sussex Avenue, also known as 76-78 North 6th Street (Block 1888, Lots 35, 36, 37 and 38) granting exemption from taxation for period of 30 years from date of issuance of Certificate of Occupancy; further, granting entity option for an extension to existing tax abatement for term not to exceed 20 years; pursuant to N.J.S.A. 55:16-1 et. seq. and N.J.S.A. 55:14K-376 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file a petition of tax appeal for premises on which the project is located except as the Financial Agreement permits.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

- 7-R-j. Resolution requesting Director of Local Government Services to approve insertion in 1988 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Recycling Budget Program, \$34,006.; item available from Solid Waste Administration.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

(Councilman Carrino arrived at 1:29 A.M.)

- 7-R-k. Resolution rescinding Resolution 7-R-cq (A.S.), December 14, 1988, "Resolution authorizing transfer of funds from various Departments and Agencies, totalling \$1,823,013. to Division of Sanitation, Other Expenses, Services by Contract or Agreement-\$1,820,434., Department of Land Use Control, Assessment, Salaries and Wages, Personnel Services-\$971., Division of City Planning, Salaries and Wages, Personnel Services-\$1,608., totalling-\$1,823,013.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-l. Resolution authorizing transfer of funds from various Departments and Agencies, totalling \$1,890,314. to Department of Finance, Director's Office, Other Expenses, Services by Contract or Agreement-\$54,000., Division of Sanitation, Other Expenses, Services by Contract or Agreement-\$1,805,434., Department of Engineering, Division of Sewers, Salaries and Wages, Personnel Services-\$28,301., Department of Land Use Control, Assessment, Salaries and Wages, Personnel Services-\$971., Division of City Planning, Salaries and Wages, Personnel Services-\$1,608., totalling \$1,890,314.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

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- 7-R-m. Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Mt. Carmel Guilding, for provision of shelter services to the homeless population of Newark, for period July 9, 1988 through July 8, 1989, in amount of \$126,000.; funds provided through N.J. Division of Community Affairs.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-n. Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Mt. Carmel Guild, for provision of emergency shelter services to homeless population of Newark, for period September 1, 1988 through August 31, 1989; total amount of contract \$58,000. of which \$29,000. will be provided by Contract as in-kind match; funds provided by U.S. Department of Housing and Urban Affairs.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-p. Resolution rescinding Resolution 7-R-ct (A.S.) August 3, 1988, "contract with Catholic Community Services/St. Rocco's Annex, for period July 9, 1988 through July 8, 1989, in amount of \$126,000. for provision of shelter services to homeless women with children".

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-o-1. Resolution authorizing transfer of Financial (tax abatement) Agreement from GMNA Newark Urban Renewal Associates, L.P. to Linpro-GMNA Newark Urban Renewal Associates I, a general partnership, for project at 826-836 McCarter Highway, Block 136, Lot 36.02; \$1,000. to be paid to City of Newark for legal services for this transfer. (Construction of office tower approximately 670,000 sq. ft.)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-o-2. Resolution ratifying and authorizing Mayor and Manager of Taxi unit to enter into and execute contract with The Service Institute, for taxi driver training program for new and veteran Newark for-hire drivers to improve drivers' service standards, build pride and boost the public image of drivers, as well as drivers' self esteem, for period October 21, 1988 through December 10, 1988, in amount of \$8,500.; funds provided in Business Administrator's Budget. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

(Councilman Payne arrived at 1:30 P.M.)

- 7-R-o-3. Resolution authorizing Director of Development to execute a Subordination Agreement to subordinate its reverter provisions on property 697-703 Broadway, Block 729, Lots 28 and 30, to Banco Santander Puerto Rico, 375 Park Avenue, New York, New York 10152, in amount not to exceed \$500,000.; further, authorizing Director of Development to extend reverter provision of above-mentioned conveyance from December 30, 1988 to April 30, 1990. (Ramirez Enterprises, Inc., Developer)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-p. Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to execute contract engaging services of Bruno Associates, Inc., as Public Relations Consultant for the Municipal Council for the period beginning January 1, 1989 and ending December 31, 1989, for sum of \$60,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.).

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-q. Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to execute contract engaging services of H.R. Edwards & Associates, as Public Relations Consultant for the Municipal Council for the period beginning January 1, 1989 and ending December 31, 1989, for sum of \$20,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.).

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

No: Councilman Rice.

- 7-R-r. Resolution of intention to consider retaining the services of legal counsel for the purpose of proposed litigation relating to the proposed construction of a McDonald's Restaurant at 334-336 West Market Street.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-s. Resolution authorizing President of Municipal Council, on behalf of the Municipal Council, to enter into contract with Samuel Klein and Company, Certified Public Accountants, for computer consulting services for the maintenance of existing database and to review ancillary computer needs in the Office of the Municipal Council and City Clerk; for cost not to exceed \$50,000. funds are provided in 1988 Budget. (Contract awarded as a "Professional Service" without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

December 29, 1988

MOTIONS.

- 7-M-a. A MOTION CONGRATULATING THE NEW JERSEY STATE POLICE ON THEIR HIGHLY SUCCESSFUL DRUG RAID WITHIN THE CITY OF NEWARK WHICH RESULTED IN THE ARREST OF FIVE (5) INDIVIDUALS AND NETTED SOME \$5 MILLION WORTH OF COCAINE AND THUS PREVENTED THE SALE AND DISTRIBUTION OF THIS ILLEGAL AND DANGEROUS DRUG ON THE CITY STREETS was made by Councilman Harris, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.
- 7-M-b. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. HELEN C. WRIGHT, BELOVED WIFE OF DR. JAMES W. WRIGHT, PRINCIPAL AT CENTRAL HIGH SCHOOL IN NEWARK was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker Villani, President Martinez.
- 7-M-c. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. GLADNESS JOY, MOTHER OF LAVERNE MURRAY, EMPLOYEE IN THE OFFICE OF CITIZEN SERVICES was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-d. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF REVEREND ROY P. SMITH, PASTOR OF MT. HERMON BAPTIST CHURCH LOCATED IN IRVINGTON, NEW JERSEY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-e. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF REVEREND ESTER IVY, AN ASSOCIATE PASTOR OF ABYSSINIAN BAPTIST CHURCH IN NEWARK was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-f. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF JUAN MANUEL SANCHES, A RESIDENT OF NEWARK was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez, on behalf of the Members of the Municipal Council, extended Best Wishes for a Happy and Healthy New Year to the residents of the City of Newark.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

This meeting adjourned at 1:45 P.M.

708.

December 29, 1988

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President